

# Licensing Sub-Committee

## 11 October 2017

**Time** 2.00 pm      **Public Meeting?** YES      **Type of meeting** Regulatory  
**Venue** Committee Room, Ground Floor, Civic Centre

### Membership

**Chair** Cllr Alan Bolshaw (Lab)

#### Labour

Cllr Rita Potter

#### Conservative

Cllr Patricia Patten

Quorum for this meeting is two Councillors.

### Information for the Public

If you have any queries about this meeting, please contact the Democratic Services team:

**Contact** Donna Cope, Democratic Services Officer  
**Tel/Email** Tel: 01902 554452 Email: [donna.cope@wolverhampton.gov.uk](mailto:donna.cope@wolverhampton.gov.uk)  
**Address** Democratic Services, Civic Centre, 2<sup>nd</sup> floor, St Peter's Square,  
Wolverhampton WV1 1RL

Copies of other agendas and reports are available from:

**Website** [www.wolverhampton.moderngov.co.uk1](http://www.wolverhampton.moderngov.co.uk1)  
**Email** [democratic.services@wolverhampton.gov.uk](mailto:democratic.services@wolverhampton.gov.uk)  
**Tel** 01902 550320

Please take note of the protocol for filming and recording of, and use of social media in, meetings, copies of which are displayed in the meeting room.

Some items are discussed in private because of their confidential or commercial nature. These reports are not available to the public.

---

# Agenda

## Part 1 – items open to the press and public

<i>Item No.</i>	<i>Title</i>
1	<b>Apologies for absence</b>
2	<b>Declarations of interest</b>
3	<b>Licensing Act 2003 - Application for a Variation of a Premises Licence in respect of Super Stop, 25 Market Street, City Centre, Wolverhampton, WV1 3AE. (Pages 3 - 42)</b>

# Licensing Sub-Committee

11 October 2017

<b>Report Title</b>	<b>Licensing Act 2003 – Application for a Variation of a Premises Licence in respect of Super Stop, 25 Market Street, City Centre, Wolverhampton, WV1 3AE.</b>	
<b>Wards Affected</b>	St Peters Ward	
<b>Accountable director</b>	Kevin O’Keefe - Governance	
<b>Originating service</b>	Licensing Services	
<b>Accountable employee(s)</b>	Jo Till	Section Leader (Licensing)
	Tel	01902 550189
	Email	Joanne.till@wolverhampton.gov.uk

---

**Recommendation for action or decision:**

To submit for consideration by the Sub-Committee an application for a variation of a premises licence.

## 1.0 Purpose of Report

1.1 To submit for consideration by the Sub-Committee an application for a variation of a premises licence.

## 2.0 Background

2.1 An application has been received from Tilak Raj, the premises licence holder, in respect of Super Stop, 25 Market Street, City Centre, Wolverhampton, WV1 3AE. A copy of the application is attached at Appendix 1.

2.2 It is the understanding of the licensing authority, that the application to vary this premises licence has been properly made. The statutory requirement to give notice of the application has also been complied with. The premises are located in the St Peters ward and a location plan is attached at Appendix 2

2.3 The current application was received on 13 July 2017 and is to extend the current licensable hours for the sale of alcohol off the premises.

2.4 A copy of the current licence is attached at Appendix 3.

2.5 The Super Stop is situated within a Cumulative Impact Zone. A copy of the policy and area which it covers is attached at Appendix 4.

2.6 The following responsible authorities have been consulted on this application:

- Licensing Authority
- Environmental Health
- West Midlands Police
- West Midlands Fire Service
- Planning
- Social Services
- Trading Standards
- Local Health Board

2.7 Relevant representations have been received from

- Licensing Authority
- Environmental Health
- West Midlands Police
- Local Health Board
- Interested parties.

Copies of the representations can be found at Appendices 5-9.

2.8 The applicant, and all of those who have made representations, has been invited to attend the hearing.

### 3.0 Policy Implications

- 3.1 On 3 April 2015 the Statement of Licensing Policy was revised to give effect to the Cumulative Impact Policy (CIP) in four new areas of the City. This decision supported the view that the number, type and density of premises selling alcohol for consumption and/or Late Night Refreshment in areas within Wolverhampton City was causing problems of nuisance and disorder and therefore causing an adverse impact on the licensing objectives of prevention of crime and disorder and prevention of public nuisance.
- 3.2 The effect of this CIP is to create a **rebuttable** presumption that applications in respect of the sale or supply of alcohol and/or Late Night Refreshment for new Premises Licences, Club Premises Certificates or Provisional Statements and applications for variations of existing Premises Licences, Club Premises Certificates where the premises are situated in the City Centre Cumulative Impact Zone will be refused.
- 3.3 Essentially this means that applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives. (This policy does not act as an absolute prohibition on granting new licences in the Cumulative Impact Zones).
- 3.4 To rebut the presumption, explained in 3.3 above, the applicant is expected to demonstrate through their operating schedule and where appropriate with supporting evidence that the operation of the premises will not add to the cumulative impact already being experienced and not therefore have an adverse impact in the Licensing Objectives.

### 4.0 Legal Implications

- 4.1 Section 4(1) of the Licensing Act 2003 states that a Licensing Authority must carry out its function under the Act with a view to promoting the licensing objectives namely:
- (a) The prevention of crime and disorder;
  - (b) Public safety;
  - (c) The prevention of public nuisance;
  - (d) The protection of children from harm.
- 4.2 The general duties imposed on Licensing Authorities means proper consideration must be given to the licensing objectives when determining a premises licence variation application.

Section 35 of the Licensing Act 2003 provides the Licensing Authority with the power to vary a licence, subject to conditions, where appropriate.

4.3 In addition, regard shall be had to guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003 and Wolverhampton City Council's Licensing Policy Statement. [JB/11082017/Q]

## 5.0 **Human Rights and Equalities Implications**

5.1 This report has human rights implications for both the premises licence holder and the residents from the local neighbourhood. Any of the steps outlined in Section 4 of this report may have financial implications for a licensee's business and livelihood and/or may have impact upon the day to day lives of residents living in close proximity to the premises.

5.2 Article 8(i) of the European Convention of Human Rights provides that everyone has the right to respect for his/her private and family life and his/her home (which includes business premises). This right may be interfered with by the Council on a number of grounds including the protection of rights and freedoms of others. The First Protocol – Article 1 – also provides that every person is entitled to the peaceful enjoyment of his possessions and shall not be deprived of his possessions except in the public interest and conditions provided for by law. Members must accordingly make a decision which is proportionate to the hearing and endeavour to find a balance between the rights of the applicant, residents and the community as a whole.

## 6.0 **Financial Implications**

6.1 The fee for the application of a new licence is £190.00 and is non-refundable. The fees and charges in relation to the Licensing Act 2003 are set by the Secretary of State. This was noted by the Licensing Committee on 8 February 2017. [GE/08022017/S]

## 7.0 **Environmental Implications**

7.1 This report has environmental implications in that there is a potential for disturbance caused by patrons using the premises and nuisance caused by litter and waste originating from the premises.



**Wolverhampton**  
**Application to vary a premises licence**  
**Licensing Act 2003**

For help contact  
[city.direct@wolverhampton.gov.uk](mailto:city.direct@wolverhampton.gov.uk)  
 Telephone: 01902 551155

\* required information

**Section 1 of 18**

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

Your reference  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

\* 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:

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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

Is your business registered in the UK with Companies House?  Yes  No

Is your business registered outside the UK?  Yes  No

Note: completing the Applicant Business section is optional in this form.

Business name

VAT number

Legal status

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.



Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

**Business Address**

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 18**

**APPLICATION DETAILS**

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

\* Premises Licence Number

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

Street

District

City or town

County or administrative area

Postcode

Country

**Premises Contact Details**

Telephone number



Continued from previous page...

Non-domestic rateable value of premises (£)

14,000

### Section 3 of 18

#### VARIATION

Do you want the proposed variation to have effect as soon as possible?

Yes  No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes  No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

#### Describe Briefly The Nature Of The Proposed Variation

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

Off-license convenience store currently selling alcohol between the hours of 10:00 to 23:00 (opening hours are 8:00 to 00:00).

### Section 4 of 18

#### PROVISION OF PLAYS

See guidance on regulated entertainment

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes  No

### Section 5 of 18

#### PROVISION OF FILMS

See guidance on regulated entertainment

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes  No

### Section 6 of 18

#### PROVISION OF INDOOR SPORTING EVENTS

Continued from previous page...

See guidance on regulated entertainment

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

Yes  No

**Section 7 of 18**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

See guidance on regulated entertainment

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

Yes  No

**Section 8 of 18**

**PROVISION OF LIVE MUSIC**

See guidance on regulated entertainment

Will the schedule to provide live music be subject to change if this application to vary is successful?

Yes  No

**Section 9 of 18**

**PROVISION OF RECORDED MUSIC**

See guidance on regulated entertainment

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide 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

Continued from previous page...

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

Indoors

Outdoors

Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

music will be played on a low level volume on a small radio/CD player.

State any seasonal variations for playing recorded music.

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

music will be played inside of the premises.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed above, list below.

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

### Section 10 of 18

#### PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

Yes

No

### Section 11 of 18

Continued from previous page...

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

See guidance on regulated entertainment

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

Yes  No

**Section 12 of 18**

**PROVISION OF LATE NIGHT REFRESHMENT**

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

Yes  No

**Standard Days And Timings**

MONDAY

Start 23:00

End 02:00

Start

End

Provide 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 23:00

End 02:00

Start

End

WEDNESDAY

Start 23:00

End 02:00

Start

End

THURSDAY

Start 23:00

End 02:00

Start

End

FRIDAY

Start 23:00

End 02:00

Start

End

SATURDAY

Start 23:00

End 02:00

Start

End

SUNDAY

Start 23:00

End 02:00

Start

End

Continued from previous page...

Will the provision of late night refreshment take place indoors or outdoors or both?

Indoors                       Outdoors                       Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

alcohol will be sold on the premises for the customer to take off premises for consumption.

State any seasonal variations.

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

Non standard timings. Where the premises will be used for the provision of late night refreshment at different times from those listed above, list below.

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

### Section 13 of 18

#### SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

Yes                       No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Provide 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

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

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.

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

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

same times as above.

Section 14 of 18

ADULT ENTERTAINMENT

Continued from previous page...

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.

Provide 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 15 of 18**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide 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

State any seasonal variations.

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

**Continued from previous page...**

All sales will be conducted on the premises for the consumption to be taken place off the premises.

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

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

premises will be open to all of public from the opening and closed time.

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

we are applying for an extension of our alcohol license to have the ability to sell alcohol in the late night to the public.

- I have enclosed the premises licence  
 I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

## Section 16 of 18

### 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 steps below i believe will promote the four licensing objectives. we want the customers to feel comfortable and safe when they enter the premises. i personally hold a HABC level 2 award for personal license holders, BIIAB Level 2 award for designated Premises Supervisors and a level 2 award in food safety.

b) The prevention of crime and disorder

- 1) CCTV system currently active recording for 24 hours per day for 31 days on continuous record.
- 2) CCTV covers entrance of premises along with all area's open to the public. Up close camera set above door entrance to get clear image of customers face.
- 3) images and recordings are always available to the relative authorities upon request.
- 4) images are of good quality to help assist police and other authorities when needed.
- 5) All staff receive training refresher courses every 6 months about their responsibilities in regards to licensing laws and challenge 25.



**Continued from previous page...**

- 6) to insure compliance with "challenge 25" a refusals book is kept at the premises and is filled in when a person is refused alcohol or tobacco when we challenge to see their ID.
- 7) no person who is drunk or disorderly shall be allowed into the premises.
- 8) intoxicated persons will NOT be served with alcohol.

**c) Public safety**

We hold public safety as a very important need to day to day running of the premises.

- 1) we have a 5 star health rating.
- 2) No person who is drunk or disorderly shall be allowed into the premises so they shall not pose a threat to other customers.
- 3) intoxicated persons will NOT be served with alcohol so they do not cause any problems on the streets.
- 4) comply with any fire safety regulations.

**d) The prevention of public nuisance**

Recorded music will be played on a low volume in which it will not be heard outside of the premises.

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

All Staff are trained in challenge 25 and ID checks are made when a person looks under the age of 25 to prevent the sale of alcohol to minors.

**Section 17 of 18**

**NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

**Continued from previous page...**

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

**Section 18 of 18**

**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. Variation 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](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 £8700	£315.00
Band D - £87001 to £12500	£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 £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise 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 30000-39000	£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 (£)

**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

**Continued from previous page...**

\* licensing act 2003, to make a false statement in or in connection with this application.

THE INFORMATION GIVEN MAY BE HELD IN MANUAL OR COMPUTERISED FORM AND WILL BE SUBJECT TO THE PROVISIONS OF THE DATA PROTECTION ACT 1998

\* This authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also share this information with other bodies responsible for auditing or administering public funds for these purposes.

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?"

\* Full name

\* Capacity

\* Date  /  /   
dd mm yyyy



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/wolverhampton/change-1> to upload this file and continue with your application.

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

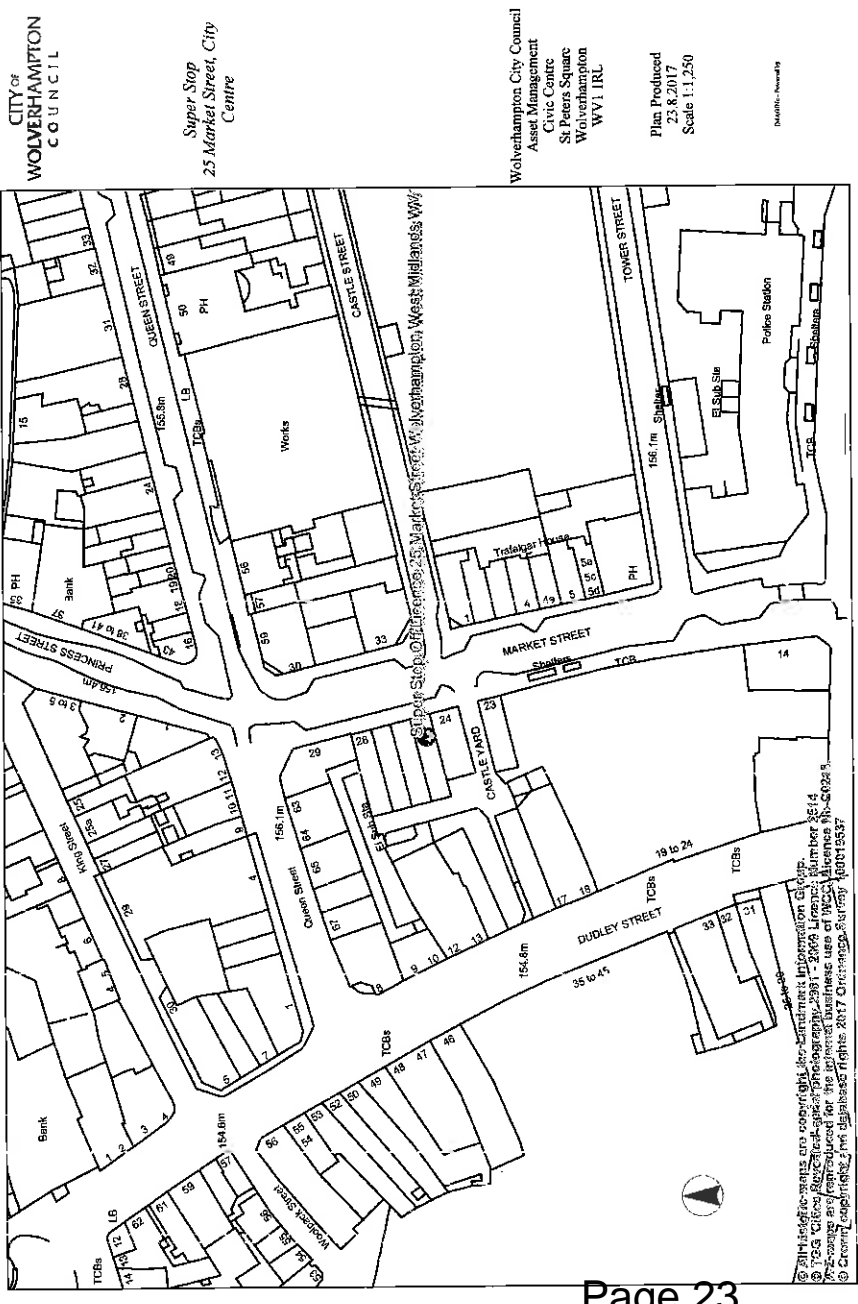
**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**OFFICE USE ONLY**

Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

< Previous [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) Next >

This page is intentionally left blank



CITY OF  
**WOLVERHAMPTON**  
COUNCIL

*Super Stop*  
23 Market Street, City  
Centre

Wolverhampton City Council  
Asset Management  
Civic Centre  
St Peters Square  
Wolverhampton  
WV1 1RL

Plan Produced  
23.8.2017  
Scale 1:1,250

Digitally Produced

This page is intentionally left blank



# Premises Licence

Issued in accordance with The Licensing Act 2003

**Name of Premises:** Super Store

**Address of Premises:** 25 Market Street  
Town Centre  
Wolverhampton, West Midlands  
WV1 3AE

**Premises Licence Number:** WN/17/07296/PREDPS

**Date of Last Update:** 11/07/2017

## 1. Opening hours of the premises

**Normal Hours** Monday to Sunday 06:00 to 00:00  
**Seasonal Variations:** None  
**Non Standard Hours:** None

## 2. Licensable Activities authorised by the licence and the times the licence authorises the carrying out of these activities:

### Sale/Supply of Alcohol off the premises

Period	Times
Monday to Sunday	10:00 - 23:00
Non Standard Timing	Sale/Supply of alcohol off the premises
	None

## 3. Name of the Designated Premises Supervisor if the sale of alcohol is involved

Mr Rohit Kumar Saharan as of 11th July 2017  
Personal Licence Number - PER2495  
Issued by – Wolverhampton City Council

## 4. Is access to the premises by children restricted or prohibited

Provision only as prohibited or restricted under the Licensing Act 2003

## 5. Name, (registered) address of the holder of the premises licence

Mr Tilak Raj  
582 Parkfield Road  
Parkfield  
Wolverhampton  
WV4 6EL

## **Mandatory Licensing Conditions (Licensing Act 2003)**

### **Mandatory conditions as required by the Act will apply to the licence.**

It is the responsibility of the Premises Licence Holder and the Designated Premises Supervisor to ensure that they are conversant and compliant with all current mandatory conditions in relation to the Licensing Act 2003.

## **Conditions consistent with the Operating Schedule**

### **General Licensing Objectives:**

- Nothing beyond existing Health & Safety/Fire safety etc requirements.
- Employment of sufficient number of staff

### **Prevention of Crime & Disorder:**

- Nothing beyond existing Health & Safety/Fire Safety etc requirements.
- Minimum of 4 CCTV cameras, with tapes to be kept for 30 days and made available to the police on request

### **Public Safety:**

- Nothing beyond existing Health & Safety/Fire Safety etc requirements.
- CCTV is to be installed and maintained in good working order at the premises with a minimum of 4 CCTV cameras. CCTV footage (Video tapes, CD or other digital data) should be retained for a period of 30 days and release to the police or other authorised officer on request.

### **Prevention of Public Nuisance:**

- Nothing beyond existing Health & Safety/Fire Safety etc requirements.
- Removal of litter immediately surrounding premises.
- Sufficient litter bins should be provided at the premises to enable customers to deposit litter in a responsible manner.
- Daily checks should be undertaken to ensure no litter is allowed to accumulate at the frontage or rear of the premises.
- The Premises Licence Holder, or specifically designated responsible person shall comply with the guidance provided in 'Food in the Go' a voluntary Code of Practice for local partnerships produced by DEFRA and EMCAMS aimed at reducing the amount of waste produced from food businesses.

### **Protection of Children from harm:**

- Nothing beyond existing Health & Safety/Fire Safety etc requirements.
- No alcohol to be served to under 18's
- Notices will be displayed stating it is illegal to:
  1. Sell alcohol to someone under 18

2. Knowingly sell alcohol to someone who is 18 or over but who then gives alcohol to someone under 18
  3. Buy, or attempt to buy alcohol if you are under 18
  4. Buy, or attempt to buy alcohol for someone who is under 18
- A register can be kept listing refusals and incidents.

**Plans**

As submitted with application dated 11.07.2017 and retained by Wolverhampton City Council.

This page is intentionally left blank

### CUMULATIVE IMPACT POLICY

It is not proposed to set quotas for particular types of licences. Applications will be considered on their individual merit thus ensuring that the characteristics of the many different types of licensed activity are fully considered. If crime and disorder or general disturbance/nuisance does prove to be linked to the concentration of customers of licensed premises or activities in these or any other particular areas, then it may be necessary to seek controls over the issue of new licences through a 'Cumulative Impact Policy'.

It would first be necessary to establish that, because of the number and density of licensed premises in a particular area, there are exceptional problems of nuisance, disturbance and/or disorder outside or away from those licensed premises as a result of their combined effect. Where particular premises are identifiable as being responsible for the problems, action will be taken against them.

Before deciding whether to adopt a Cumulative Impact Policy, the Council must be sure that the imposition of individual conditions to particular premises would not solve the problem. The Council has a duty under Section 17 of the Crime and Disorder Act 1998 to do all that it reasonably can to prevent crime and disorder.

In the Guidance issued under the Act there are four steps specified to be followed in considering whether to adopt a Cumulative Impact Policy:

- Identification of serious and chronic concern from a responsible Authority or representatives of residents about nuisance or disorder.
- Assessment of causes.
- Where it can be demonstrated that disorder and nuisance is arising as a result of customers of licensed premises, identifying the area from which problems are arising and the boundaries of that area.
- Adopting a policy about future licence applications from that area.

The Licensing Committee will keep any Cumulative Impact Policy under review and modify or remove it, as considered appropriate.

As detailed above the Council recognises that because of the number of and density of licensed premises selling alcohol and/or Late Night Refreshment in particular areas there might be exceptional problems of nuisance, disturbance and/or disorder outside or away from those licensed premises as a result of their combined effect. In these cases it may be necessary to seek controls over the issue of new licences through a 'Cumulative Impact Policy'.

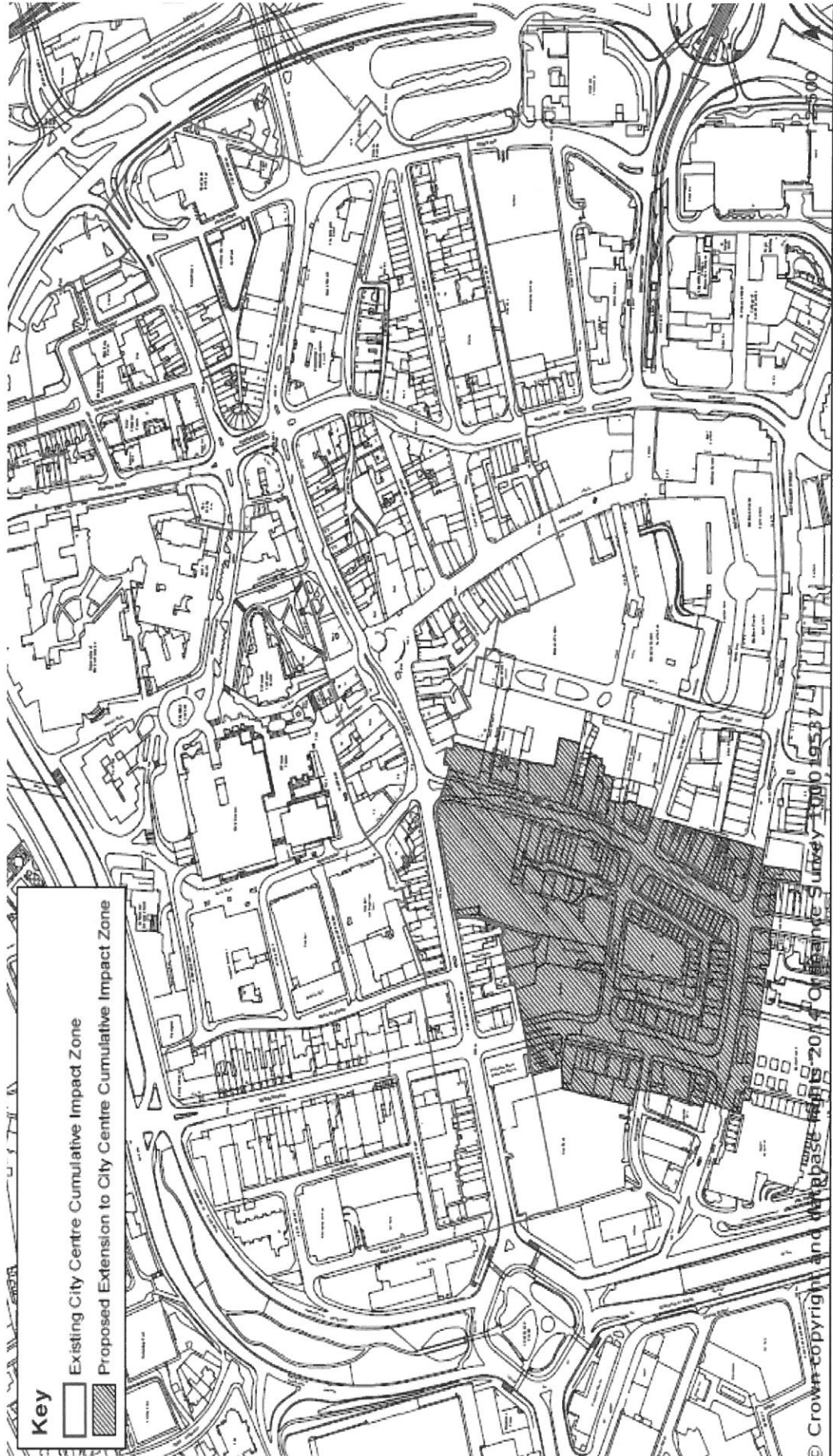
The Licensing Authority is now of the view that in these areas this is causing cumulative impact and designates these areas as Cumulative Impact Zones. The details of the policy specific to each area are described below.

The effect of the Cumulative Impact Policy is to create a **rebuttable** presumption that applications in respect the licensable activities detailed below for new Premises Licences, Club Premises Certificates or Provisional Statements and applications for variations of existing Premises Licences, Club Premises Certificates (where the modifications are relevant to the issue of cumulative impact for example increases in hours or capacity) where the premises are situated in one of the Cumulative Impact Zones will be refused.

To rebut this presumption the applicant would be expected to show through the operating schedule and where appropriate with supporting evidence that the operation of the premises will not add to the cumulative impact already being experienced. This policy does not act as an absolute prohibition on granting new licences in the Cumulative Impact Zones.

The Cumulative Impact Policy will not be used to revoke an existing licence or certificate and will not be applicable to the review of existing licences.

# Revised City Centre CIZ







CITY OF  
WOLVERHAMPTON  
COUNCIL

Miss J Till  
Licensing Services  
City of Wolverhampton Council  
St Peter's Square  
Wolverhampton  
WV1 1DA

9 August 2017

PRE 891

Dear Miss Till

**Application for a Variation of a Premises Licence under Licensing Act 2003  
Superstop 25 Market Street, Wolverhampton WV1 3AG**

I write on behalf of the Licensing Authority as responsible authority to make formal representations to the above variation application. Representations are made in support of the crime and disorder, public safety and prevention of public nuisance. The premises falls within the Cumulative Impact Zone and there is a rebuttable presumption that the application will be refused unless the applicant can demonstrate that there will be no negative cumulative impact on one or more of the licensing objectives.


The applicant Tilak Raj, the director of SRS Superstop Limited who is also the Premises Licence holder and Designated Premises Supervisor has not produced sufficient evidence within his operating schedule to show how the presence of this venue will not contribute to the cumulative impact.

The Licensing Authority therefore requires clarification from the applicant what measures he intends to put in place in order to promote the Licensing objectives of crime and disorder, public safety and the prevention of public nuisance, in order to show the variation applied for will not contribute to the cumulative impact.

The Licensing Authority would be willing to withdraw their representations should the Licensing Sub-Committee be satisfied that there will be no negative cumulative impact on any of the four licensing objectives.

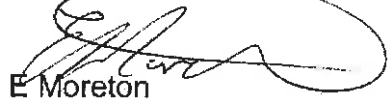
Continued/...

City of Wolverhampton Council  
Licensing Services  
Civic Centre, St Peter's Square,  
Wolverhampton WV1 1DA

 [wolverhampton.gov.uk](http://wolverhampton.gov.uk)  
 @WolvesCouncil  
 WolverhamptonToday

I shall be in attendance at the hearing should Councillors have any questions or require any further assistance.

Yours sincerely



E Moreton  
Section Leader Licensing  
On behalf of the Licensing Authority

Email: [elaine.moreton@wolverhampton.gov.uk](mailto:elaine.moreton@wolverhampton.gov.uk)

cc: Copy to Applicant

**Joanne Till**

---

**From:** Anita Chonk  
**Sent:** 10 August 2017 16:13  
**To:** Joanne Till  
**Subject:** FW: PRE891 Superstop- 25 Market Street, City Centre, WV1 3AE - VARIATION [NOT PROTECTIVELY MARKED]  
**Attachments:** image1.JPG; ATT00001.txt

NOT PROTECTIVELY MARKED

Anita Chonk  
Licensing Officer  
Tel. Office: 01902 556037

E-mail: Anita.Chonk@wolverhampton.gov.uk City of Wolverhampton Council

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

**From:** Licensing  
**Sent:** 10 August 2017 15:58  
**To:** Anita Chonk <Anita.Chonk@wolverhampton.gov.uk>  
**Subject:** FW: PRE891 Superstop- 25 Market Street, City Centre, WV1 3AE - VARIATION [NOT PROTECTIVELY MARKED]

NOT PROTECTIVELY MARKED

Prabhjot Kaur Saini  
Licensing Officer  
Tel. Office: 01902 550435

E-mail: Prabhjot.Saini2@wolverhampton.gov.uk  
City of Wolverhampton Council

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

**From:** Sarah Gee  
**Sent:** 10 August 2017 15:57  
**To:** Licensing <Licensing@wolverhampton.gov.uk>; Cheryl Rock <Cheryl.Rock@wolverhamptonhomes.org.uk>; Chris Howell <Chris.Howell@wolverhampton.gov.uk>; Dawn Erkek <danw.erkek@wmfs.net>; Dawn Williams (Head Of Safeguarding) <Dawn.Williams@wolverhampton.gov.uk>; Dianne Slack <Dianne.Slack@wolverhampton.gov.uk>; Elaine Moreton <Elaine.Moreton@wolverhampton.gov.uk>; Jim Smith <Jim.Smith@wolverhampton.gov.uk>; Lee Davies <davies\_4344@west-midlands.pnn.police.uk>; Neil Aston Baugh <neil.aston-baugh@wmfs.net>; Parpinder Singh <Parpinder.Singh@wolverhampton.gov.uk>; Paul Cooper <Paul.Cooper@wolverhampton.gov.uk>; Paul Dosanjh <Paul.Dosanjh@wolverhampton.gov.uk>;

Police Licensing <wv\_licensing@west-midlands.pnn.police.uk>; Rob Edge  
<Rob.Edge@wolverhampton.gov.uk>; Sarah Thomas-West  
<s.thomaswest@westmidlands.pnn.police.uk>; Stephen Alexander  
<Stephen.Alexander@wolverhampton.gov.uk>; T McElroy Baker <t.a.mcelroybaker@west-  
midlands.pnn.police.uk>; William Humphries <William.Humphries@wolverhampton.gov.uk>;  
WMFS <firesafety.admin@wmfs.net>  
Subject: PRE891 Superstop- 25 Market Street, City Centre, WV1 3AE - VARIATION [NOT  
PROTECTIVELY MARKED]

NOT PROTECTIVELY MARKED

Afternoon

Apologies as I thought I'd sent this through already.

I have worked with the applicant with regards to his application dated 13th July 2017. The applicant has signed up to the attached conditions (to replace the current conditions on the premises licence and amend those volunteered in the application) to address the licensing objective of the prevention of public nuisance. Obviously the decision to grant remains with Committee, however I shall be withdrawing my representations.

Many thanks

Sarah

Sarah Gee

Senior Officer - Commercial 3

Tel. Office: 01902554407

Tel. Mobile: 07584175381

E-mail: Sarah.Gee@wolverhampton.gov.uk  
City of Wolverhampton Council

[[http://www.wolverhampton.gov.uk/media/image/6/j/council\\_of\\_year.jpg](http://www.wolverhampton.gov.uk/media/image/6/j/council_of_year.jpg)]<<https://awards.themj.co.uk/winners>>[<http://www.wolverhampton.gov.uk/media/image/6/j/wiw%20email%20sig%20425x157px.jpg>]<<http://www.wolvesinwolves.co.uk>>

DISCLAIMER: This email and any enclosures are intended solely for the use of the named recipient. If this email has a protective marking of PROTECT or RESTRICT in its title or contents, the information within must be subject to appropriate safeguards to protect against unauthorised or unlawful processing and against accidental loss or destruction or damage. PROTECT and RESTRICTED information should only be further shared where there is a legitimate need. If you are not the intended recipient, or responsible for delivering it to the intended recipient, you may not copy, disclose, distribute or use it without the authorisation of City of Wolverhampton Council. If you have received this email in error please notify us by email to [postmaster@wolverhampton.gov.uk](mailto:postmaster@wolverhampton.gov.uk) and then delete it and any attachments accompanying it. Please note that City of Wolverhampton Council do not guarantee that this message or attachments are virus free or reach you in their original form and accept no liability arising from this. Any views or opinions expressed within this email are those of the writer and may not necessarily reflect those of City of Wolverhampton Council. No contractual commitment is intended to arise from this email or attachments.

**Joanne Till**

---

**From:** WV Licensing <wv\_licensing@west-midlands.pnn.police.uk>  
**Sent:** 14 July 2017 11:10  
**To:** Anita Chonk; Ann Wedge; Dawn Williams (Head Of Safeguarding); Elaine Moreton; Environmental Health (Responsible Authority); Home Office; Joanne Till; Licensing; Parpinder Singh; Paul Cooper; Paul Dosanjh; R & T Building Control; Public Health; Planning; Stefan Polatajko; Trading Standards; WV Licensing; West Midlands Fire Service  
**Cc:** Webmaster; Councillor Alan Bolshaw; Prabhjot Saini  
**Subject:** RE: PRE891 Superstop- 25 Market Street, City Centre, WV1 3AE - VARIATION

Dear all,

Regards this premises variation application. I have liaised with Insp Davies and we have formal representations:-

The premises is situated within the City Centre Cummulative Impact Zone (CIZ). There is a rebuttable presumption that the application will be refused unless the applicant can demonstrate that there will be no negative impact on one or more of the licensing objectives. The applicants operating schedule does not show how it will address the requirements of the 4 licensing objectives.

The application is to sell alcohol until 2am. The City Centre has a large night time economy with large numbers of people attending the City Centre until 6am. It also has a homeless community, to which some are dependent on alcohol. The City Centre also has a DPPO which is vigorously enforced so that alcohol is not consumed on the streets to prevent disorder, public nuisance and ensure public safety. West Midlands Police strongly believes that selling alcohol until the times proposed will have a negative impact on local communities and businesses as well as the licensing objectives.

I therefore object to this application.

Kind regards,

*Michelle Shaughnessy PC 4731,*  
*Licensing Officer, Partnerships*  
 Bilston Street Police Station, Wolverhampton.  
 West Midlands Police  
 Switchboard: 101 Ext: 871 3283

---

**From:** Anita Chonk [mailto:Anita.Chonk@wolverhampton.gov.uk]  
**Sent:** 13 July 2017 16:01  
**To:** Ann Wedge; Dawn Williams (Head Of Safeguarding); Elaine Moreton; Environmental Health (Responsible Authority); Home Office; Joanne Till; Licensing; Parpinder Singh; Paul Cooper; Paul Dosanjh; R & T Building Control; Public Health; Planning; Stefan Polatajko; Trading Standards; WV Licensing; West Midlands Fire Service  
**Cc:** Webmaster; Councillor Alan Bolshaw; Prabhjot Saini  
**Subject:** PRE891 Superstop- 25 Market Street, City Centre, WV1 3AE - VARIATION

Dear All,

We have received a Premises variation application for the above premises.

The application is to extend the hours for Sale/Supply of alcohol; Opening Hours and to add Late Night Refreshments.

**Existing – Sale/Supply of alcohol off the premises**  
Monday to Sunday 1000 to 2300 hours

**Proposed-** Monday to Sunday 1000 to 0200 hours

**Existing – Opening Hours**  
Monday to Sunday 0600 to 0000 hours

**Proposed** – Monday to Sunday 0600 to 0200 hours

**To add Late Night Refreshments**  
Monday to Sunday 2300 to 0200 hours

Ward: St Peter's

Premises Licence Holder:  
Mr Tilak Raj  
582 Parkfield Road  
Parkfield  
Wolverhampton  
WV4 6EL

Webmaster please can you add this to the website

Please may I have your comments on this application no later than 10/8/2017

Regards,

Anita Chonk  
Licensing Officer  
Tel. Office: 01902 556037

E-mail: Anita.Chonk@wolverhampton.gov.uk  
City of Wolverhampton Council

CITY OF  
WOLVERHAMPTON  
COUNCIL

Anita Chonk  
Licensing Officer, Education & Enterprise  
City of Wolverhampton Council

07 August 2017

Dear Anita

**Application for variation of premises licence: Superstop, 25 Market Street, City Centre, WV1 3AE.**

Thank-you for your email dated 13/07/2017 in reference to the above premises' application to vary their licence to sell and supply alcohol for extended hours.

On behalf of Public Health I would like to make representation under the licensing objectives of:

- The prevention of crime and disorder
- The prevention of public nuisance

The application has failed to reassure me that the extended hours applied for will not further exacerbate the issues outlined within the cumulative impact zone policy.

This area at both ward and lower super output area (LSOA) level has the highest amount of both on and off licenses. The ward suffers one of the highest alcohol related mortality and alcohol related hospital admission rates across the city, which can be consequential effects of extended availability of alcohol over a prolonged period of time. Similarly, the area at ward and LSOA level has the most violent crime and violent crime where alcohol was noted as a causal factor across the city, for the period of 2010-2016.

Taking this into consideration, I am of the view that the application does not adequately promote the licensing objectives I have listed above. Extending hours further is likely to have a negative impact on the cumulative impact zone.

Thankyou

**Parpinder Singh**  
Public Health Development Officer  
Direct: 01902 555475  
Email: [parpinder.singh@wolverhampton.gov.uk](mailto:parpinder.singh@wolverhampton.gov.uk)

This page is intentionally left blank



**Joanne Till**

---

**From:** JD Smith <beatfoundrystudios@googlemail.com>  
**Sent:** 08 August 2017 13:01  
**To:** Anita Chonk  
**Subject:** OBJECTION TO APPLICATION FOR PREMISES VARIATION

Dear Anita,

I would like to register my objection to the extension of hours for sale/supply of alcohol, opening hours and addition of late night refreshment at Superstop, 25 Market Street, City Centre, WV1 3AE. I object on the grounds that I feel it would impact on my lifestyle as a long-standing local resident in Princess Alley, which is off the adjoining pedestrianized area on Princess Street.

The provision of alcohol during these extended hours could lead to further intolerable anti-social behaviour in said pedestrianized area where the seating already encourages certain undesirable elements within the city. Although we fought for and have gates on our alley, the daytime nuisance risks being extended with further opening hours at Superstop.

When hearing this application, please consider my concerns,

Kindest regards,  
Jacqueline D Smith, BSc (Hons) Open,  
Co-business owner at Beat Foundry Studios  
Resident at v15 Princess Alley, WV1 1HB.

This page is intentionally left blank