

Statutory Licensing Sub-Committee

23 September 2019

Time 10.00 am **Public Meeting?** YES **Type of meeting** Regulatory
Venue Committee Room 4, Third Floor, Civic Centre

Membership

Chair Cllr Alan Bolshaw (Lab)

Labour

Cllr Rita Potter

Conservative

Cllr Jonathan Crofts

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
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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	Apologies for absence
2	Declarations of interest
3	Licensing Act 2003 - Premises Licence Application in respect of The Blakenhall Service Station, 327 Dudley Road, Wolverhampton, WV2 3JY (Pages 3 - 50)

CITY OF
WOLVERHAMPTON
COUNCIL

Statutory Licensing Sub - Committee

23 September 2019

Report title	Licensing Act 2003 - Premises Licence Application in respect of The Blakenhall Service Station, 327 Dudley Road, Wolverhampton, WV2 3JY	
Wards affected	Blakenhall	
Accountable director	Ross Cook, City Environment	
Originating service	Licensing Services	
Accountable employee	Elizabeth Gregg	Senior Licensing Officer
	Tel	01902 553834
	Email	Elizabeth.Gregg@wolverhampton.gov.uk

Recommendation for decision:

1. To submit for consideration by the Statutory Licensing Sub-Committee an application for a new premises licence.

1.0 Purpose

- 1.1 To submit for consideration by the Statutory Licensing Sub-Committee an application for a new premises licence.

2.0 Background

- 2.1 The application was received on 31 July 2019 from Rondel Trading Ltd for a premises licence in respect of The Blakenhall Service Station, 327 Dudley Road, Wolverhampton, WV2 3JY3LP. A copy of the application is attached at Appendix 1.
- 2.2 The premises are in Blakenhall ward and a location plan is attached at Appendix 2.
- 2.3 The application is in respect of the sale of alcohol off the premises.
- 2.4 This premises is situated within the Cumulative Impact Zone. A copy of the policy and the area which it covers is attached at Appendix 3.
- 2.5 The applicant provided confirmation they have an agent working on their behalf. This correspondence can be found at Appendix 4.
- 2.6 It is the understanding of the licensing authority that the application for this premises licence has been properly made. The statutory requirement to give notice of the application has also been complied with.
- 2.7 All responsible authorities have been consulted on this application.
- 2.8 Relevant representations have been received from the following:
- Other Persons
 - Licensing Authority
 - Public Health
- 2.9 Copies of the representations can be found at Appendices 5, 6, and 7.
- 2.10 West Midlands Police have mediated with the applicant's agent and a copy of the mediation is attached at Appendix 8.

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 Financial implications

- 4.1 There are no direct financial implications associated with the recommendations in this report. The fee for this application 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 20 March 2019. [TK/06092019/A]

5.0 Legal implications

- 5.1 Part 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.
- 5.2 The general duties imposed on Licensing Authorities means proper consideration must be given to the Licensing Objectives when determining a premises licence application.
- 5.3 Regard shall be had to guidance issued by the Secretary of State under Section 182 and Wolverhampton City Council's Licensing Policy statement which includes a cumulative impact policy
- 5.4 Section 18 of the Licensing Act 2003 provides the Licensing Authority with the power to grant an application, subject to conditions, where appropriate
- 5.5 In order for the Cumulative Impact Policy to be relevant to this application the Sub-Committee:

- I. Should be satisfied it applies due to:
 - (a) Premises being located within the Cumulative Impact Zone;
 - (b) Licensable activity applied for at the premises is to include sale of alcohol or late night refreshment and is;
 - (c) The likelihood that the activity will have an impact on the crime and disorder or prevention of public nuisance licensing objectives.
And where the Cumulative Impact Policy is deemed to apply:
- II. Should refuse an application based upon the Cumulative Impact Policy unless sufficient evidence is produced, by the applicant, to rebut the presumption that a licence will not be granted or varied.

5.6 If the Sub-Committee are satisfied sufficient evidence has been produced to show the premises will not add to the Cumulative Impact already being experienced, the application should not be refused based upon Cumulative Impact Policy.
[JB/30082019/A]

6.0 Equalities implications

6.1 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.

6.2 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.

7.0 Climate change and environmental implications

7.1 There are no climate change and environmental Implications in relation to this report.

8.0 Human resources implications

8.1 There are no human resource implications in relation to this report.

9.0 Corporate landlord implications

9.1 There are no corporate landlord implications in relation to this report.

10.0 Schedule of background papers

10.1 None

11.0 Appendices

11.1 Appendix 1 – Application

11.2 Appendix 2 – Location Plan

11.3 Appendix 3 - Cumulative Impact Zone Policy

11.4 Appendix 4 – Applicant confirmation agent working on their behalf

11.5 Appendix 5 - Other Persons Representations

11.6 Appendix 6 – Licensing Authority Representations

11.7 Appendix 7 – Public Health Representations

11.8 Appendix 8 - West Midlands Police Mediation

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Wolverhampton
Application for a premises licence
Licensing Act 2003

For help contact
city.direct@wolverhampton.gov.uk
Telephone: 01902 551155

* required information

Section 1 of 21

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

Other telephone number

Include country code.

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

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

Registration number

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.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

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

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

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APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- 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

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

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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

Details

Registered number (where applicable)

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

Continued from previous page...

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

* Date of birth
dd mm yyyy

* Nationality [Documents that demonstrate entitlement to work in the UK](#)

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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.

The applicant Rondel Trading Ltd intends to run a convenience store on the site of the petrol station at The Blakenhall Service Station, 327 Dudley Road, Blakenhall, WV2 3JY, located opposite the Phoenix Park on the corner between Wanderers Avenue and the Dudley Road A459. A covered garage forecourt, with petrol pumps, is sited to the east of the convenience store whilst a separate office building is positioned to the south of the site. The applicant intends to sell a range of standard goods including prepared and ready-to-eat foods, bottled beverages, household staples, tobacco

Continued from previous page...

products and periodicals. The sale of petrol via the convenience store tills will be ancillary to the sale of goods, and is intended to attract customers to the store. The current application is for the off-licence sale of alcohol from the convenience store between the hours of 10:00 and 23:00 Monday to Sunday. The premises was previously licensed as of 30 July 2013 (the date of the most recent licensing register published via www.wolverhampton.gov.uk) under premises licence number 49115 as the Blakenhall Service Station. We understand that this licence has now been surrendered.

The main entrance to the convenience store, also the customer fire exit, is to the south of the eastern side of the main building. A beer and wine chiller is positioned against the rear wall as viewed from the main entrance. The service tills are sited against the right-hand wall with liquor and other high-value alcohol supplies being stocked behind the till. A night pay window to the north of the eastern side of the building, adjacent to the tills, allows secure sales after 21:00, at which point the main shop will be closed to customers. A staff area is accessed via a door the rear-left as viewed from the main entrance. This area comprises storage/office space, a staff toilet and staff fire-exit to rear. Alcohol may be stored in the storage area which will be kept securely locked when clients are on the premises.

327 Dudley Road is sited within the Dudley Road Cumulative Impact Zone with a number of surrounding licensed premises. These include:

Costcutter, 335-336 Dudley Road, Blakenhall, WV2 3JY 6170 (65m distant): Supermarket licensed under Wolverhampton City Council premises licence number 6170 as of 30 July 2013.

Old Ash Tree, 269 Dudley Road, Blakenhall, WV2 3JU (75m distant): Public house licensed under Wolverhampton City Council premises licence number 3463 as of 30 July 2013.

Fighting Cocks Supermarket, 279 Dudley Road, Blakenhall, WV2 3JU (100m distant): Supermarket licensed under Wolverhampton City Council premises licence number 46050 as of 30 July 2013.

The nearest noise-sensitive residential properties are situated in the adjacent parades of terraced houses beginning at 325 Dudley Road and 1 Wanderer's Avenue.

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

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

Yes No

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PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

Yes No

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PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Continued from previous page...

Will you be providing indoor sporting events?

- Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

- Yes No

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

[See guidance on regulated entertainment](#)

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

- Yes No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes No

Standard Days And Timings

Continued from previous page...

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.

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

Continued from previous page...

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

Date of birth

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...

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.

N/A - There are no activities which may give concern to children.

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HOURS PREMISES ARE OPEN TO THE PUBLIC

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

State any seasonal variations

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.

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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.

1. Licensing Policy: the Applicant has considered the Wolverhampton City Council Statement of Licensing Policy dated 3 April 2015.

2. Legal advice: the applicant has sought legal advice in relation to this application for a New Premises Licence and relevant acts of legislation have been considered. These include, but are not limited to: The Licensing Act 2003 and Regulations (as amended), Anti-Social Behaviour Act 2003, Clean Neighbourhoods and Environment Act 2005, Violent Crime Reduction Act 2006, Police Reform and Social Responsibility Act 2011, The Legislative Reform (Entertainment Licensing) Order 2014, The Deregulation Act 2015, The Immigration Act 2016, The Policing and Crime Act 2017 and the Licensing Act 2003 (Miscellaneous Amendments) Regulations 2017.

3. The applicant Rondel Trading Ltd intends to run a convenience store on the site of the petrol station at The Blakenhall Service Station, 327 Dudley Road, Blakenhall, WV2 3JY selling a range of standard goods including prepared and ready-to-eat foods, bottled beverages, household staples, tobacco products and periodicals. The sale of petrol via the convenience store tills will be ancillary to the sale of goods, and is intended to attract customers to the store. The current application is for the off-licence sale of alcohol from the convenience store between the hours of 10:00 and 23:00 Monday to Sunday. The premises was previously licensed as of 30 July 2013 (the date of the most recent licensing register published via www.wolverhampton.gov.uk) under premises licence number 49115 as the Blakenhall Service Station. We understand that this licence has now been surrendered.

4. Mandatory Conditions: the Applicant is aware of and shall comply with the mandatory conditions attached to the premises licence.

5. Supervisor's Register: A Supervisor's Register will be maintained at the licensed premises, showing the names, addresses and up-to-date contact details for the Designated Premises Supervisor and all personal licence holders. The register will state the name of the person who is in overall charge of the premises at each time that licensed activities are carried out. This information will be retained for a period of twelve months and produced for inspection on request to an authorised officer.

6. Fire Safety: a Fire and Emergency Planning Risk Assessment will be carried out.

7. Display of Licence: the premises licence will be permanently displayed on, or directly adjacent to, the main entrance of

Continued from previous page...

the premises.

8. Premises Plan: any detail shown on the plan that is not required by the licensing plans regulations is indicative and subject to change at any time.

b) The prevention of crime and disorder

1. CCTV

- A Closed-Circuit Television (CCTV) camera system will be installed and maintained in working order as per the minimum requirements of a West Midlands Police Crime Prevention Officer. All entry and exit points and alcohol storage and sales areas will be covered.
- The locations of CCTV cameras are identified on the site plan of the premises. No changes to the locations of the cameras will be made without prior consultation with the West Midlands Police and the Licensing Authority.
- The CCTV will be in operation when the premises is open to the public. CCTV recordings shall be of a satisfactory quality enabling the identification of persons and activities, and other fine details such as vehicle registration number plates. CCTV recordings shall be retained for a minimum period of 31 days with date and time stamping.
- The CCTV system will be capable of securing relevant pictures for review at a later date, and/or export via removable media. Records will be made immediately available on request by the Police or an authorised council officer. Exported files shall be re-playable immediately without requirement for re-indexing of files or verification checks.
- The CCTV footage will be controlled and kept in a secure environment to prevent tampering or unauthorised viewing. A record will be kept of who has accessed the system, the reason why and when.
- A designated member/members of staff at the premises will be authorised to access the CCTV footage and be conversant with operating the CCTV system. At the request of an authorised officer of the Licensing Authority or a Responsible Authority (under the Licensing Act 2003) any CCTV footage, as requested, will be downloaded immediately or secured to prevent any overwriting. The CCTV footage material will be supplied, on request, to an authorised officer of the Licensing Authority or a Responsible Authority.
- The CCTV system will be adequately maintained. If the CCTV becomes inoperative, the Police and Local Authority will be informed as soon as practically possible and immediate steps will be taken to put the equipment back into action.

2. Proof of Age Policy: A proof of age policy to the satisfaction of the West Midlands Police and the Licensing Authority will be in place. This will follow the guidelines set out in the "Challenge 25" policy developed by the Retail of Alcohol Standards Group.

3. Anti-social behaviour on the premises:

- Staff will be trained in dealing with drunken or disruptive behaviour and the procedures for dealing with any such behaviour by patrons.
- Antisocial behaviour of any kind, including strong, loud and offensive language, shall not be tolerated. Any customers suspected of, or engaging in, the same shall be asked to leave, will be escorted to the exit and observed leaving the vicinity of the premises.
- Anyone attempting to enter the premises visibly under the influence of alcohol or drugs will be refused entry or shall be asked to leave, escorted to the exit and observed leaving the vicinity of the premises.
- Staff shall implement a dispersal policy outside the premises within the Applicant's direct control to reduce risks of public nuisance and/or fire risk due to the presence of petrol.

4. All customers shall be served from the night pay window between the hours of 21:00 and 23:00. During these hours the public retail sales area of the shop will be closed to customers. Appropriately worded notices will be prominently displayed advising customers of night pay arrangements.

6. Spirits and other high-value alcohol stocks will be displayed behind the counter and any alcohol on display at the premises will not be obstructed from the view of the sales assistants.

7. The licence holder shall ensure the entrance to the store is visible from the till point area and will ensure that it is monitored by staff.

8. Incident Report Register: The Premises Licence Holder/Designated Premises Supervisor will ensure that an Incident Report Register is maintained on the premises to record incidents such as anti-social behaviour, under-age sales refusals

Continued from previous page...

and ejections from the premises. The Incident Report Register will contain consecutively numbered pages, the date time and location of the incident, details of the nature of the incident, the names and personal licence numbers (if any) of any other staff involved or to whom the incident was reported, the names and numbers of any police officers attending, the police incident and/or crime number, names and addresses of any witnesses and confirmation of whether there is CCTV footage of the incident.

9. Staff Training:

- New staff shall receive induction training at the commencement of employment. Staff shall receive regular re-training a minimum of four times a year. Staff training records shall be maintained for inspection by the West Midlands Police and Local Authority Enforcement Officers.
- Staff training will include underage alcohol sales training, procedures for dealing with disruptive behaviour and mandatory drug awareness training.

10. Alcohol Designated Public Places Orders: Notices indicating the existence and effect of an Alcohol Designated Public Places Order will be prominently displayed at the exits to the premises.

11. Adult Entertainment: No adult entertainment of any kind will be provided.

c) Public safety

1. Fire safety:

- Smoke detectors and fire extinguishers shall be installed and inspected at appropriate intervals to ensure that they are in good working order.
- Access routes to fire escapes will be kept unobstructed.
- Exits will be easily identifiable and will be kept unobstructed and free of trip hazards with non-slippery, even surfaces.
- Any/all emergency doors shall be maintained effectively, self closing and not held open other than by an approved device.
- The licence holder shall ensure no-one is permitted to loiter around the premises due to the fire risk posed by petrol.

2. Electrical Installations:

- Electrical installations, including any temporary electrical wiring and distributions, will be inspected on a periodic basis (at least every 3 years or at a frequency specified in writing) by a suitably qualified and competent person.
- Inspection records/certificates will be kept and made available at the request of an authorised officer.

3. First Aid:

- Adequate and appropriate supply of first aid equipment and materials will be available on the premises.
- The first aider will be trained to deal with drug and alcohol related problems.

d) The prevention of public nuisance

1. Notices will be prominently displayed at the exit to the premises and around the forecourt area requesting customers respect the needs of local residents and businesses in the vicinity and to leave the area quietly.

2. The licensee will have a policy or procedure in place which deals with excessive or unreasonable noise nuisance emanating from customers visiting the premises, and how this would be managed if customers are not prepared to abide by the signage around the premises requesting customers to leave the site quietly.

3. The licence holder shall ensure the entrance to the store is visible from the till point area and ensure its monitored by staff.

4. Staff shall implement a dispersal policy outside the premises within the Applicant's direct control to reduce risks of public nuisance.

5. Adequate waste receptacles, for use by customers, will be provided in and immediately outside the premises.

6. The forecourt will be swept at least 2 times a day and as and when required, to ensure that all litter emanating from the premises is swept up and disposed of. Additionally and at the same time, the licensee will also undertake routine

Continued from previous page...

inspections of the forecourt and the immediate surrounding area and ensure that litter emanating from the premises is swept up and disposed of.

e) The protection of children from harm

1. All customers attempting to purchase alcohol who appear to be under the age of 25 shall be required to produce a valid form of identification in line with the guidelines set out in the "Challenge 25" policy developed by the Retail of Alcohol Standards Group. Acceptable forms of identification will be those bearing the customers photograph, date of birth and either a holographic mark, or an ultraviolet feature. Examples of accepted forms of identification include a proof of age card bearing the PASS hologram logo, an EU photo card, full driving licence or a passport.

2. Suitable signage shall be displayed around the premises advising customers and staff of the 'Challenge 25' policy. This policy shall be brought to the attention of customers at all points of sale for alcohol, and where alcohol is displayed.

3. All staff shall receive training and regular refresher training regarding the Licensing Act 2003 and the 'Challenger 25' identification policy.

4. The date, time and circumstances under which any attempted purchase by a young customer has been refused will be recorded in the Incident Register. This will be made available for inspection by any police officer, community support officer or authorised person upon demand.

5. A till prompt system will installed, maintained and operational for all age restricted products.

6. Any alcohol on display at the premises will not be obstructed from the view of the sales assistants.

7. Youths will be encouraged to move from the entrance of the premises to prevent the potential of causing nuisance to the customers, either in requesting they purchase alcohol on their behalf or general intimidating behaviour.

8. If its known for the customer to provide alcohol to minors then that sale will be refused.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 20 of 21

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:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o 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.
 - o 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.
 - o 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.
 - o 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:
 - o 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.
 - o 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.
 - o 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 21 of 21

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

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 (£)

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Continued from previous page...

Address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

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.

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	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

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/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 TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

Consent of individual to being specified as premises supervisor

I Mr. Rakesh Kumar
[full name of prospective premises supervisor]

of [redacted]
[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

[type of application] A new premises licence

by Rondel Trading Ltd (Company Number 10225710)
[name of applicant]

relating to a premises licence N/A (new premises licence application)
[number of existing licence, if any]

for The Blakenhall Service Station, 327 Dudley Road
[name and address of premises to which the application relates] Wolverhampton WV2 3JY

and any premises licence to be granted or varied in respect of this application made by Rondel Trading Ltd (Company Number 10225710)
[name of applicant]

concerning the supply of alcohol at The Blakenhall Service Station, 327 Dudley Road
[name and address of premises to which application relates] Wolverhampton WV2 3JY

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

[insert personal licence number, if any] H05498

Personal licence issuing authority

[insert name and address and telephone number of personal licence issuing authority, if any] Hounslow Licensing Authority, London Borough of Hounslow, Civic Centre, Lampton Road, Hounslow, TW3 4DN, licensing@hounslow.gov.uk

Signed



Name (please print)

Mr. Rakesh Kumar

Date

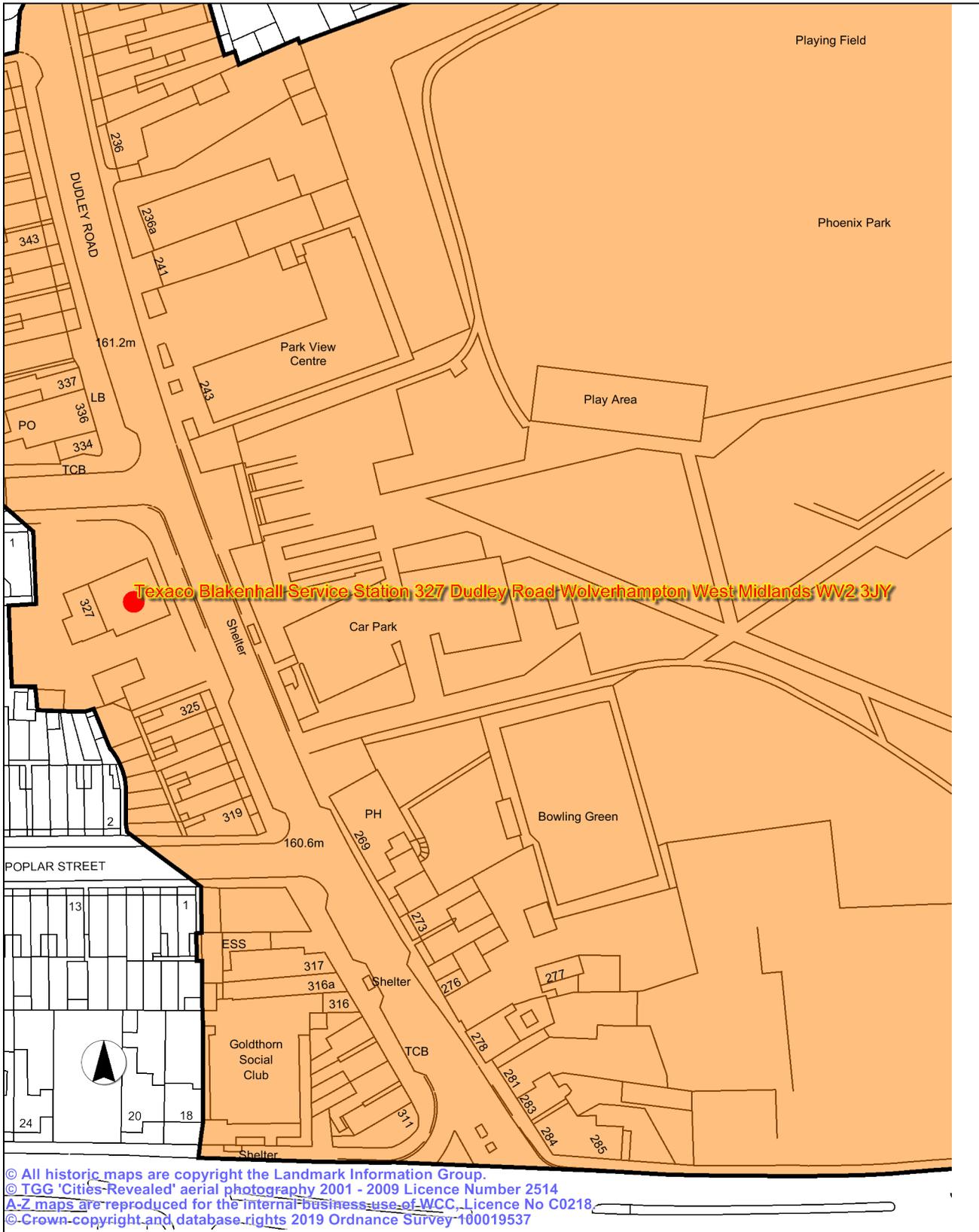
30/07/2019

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CITY OF
WOLVERHAMPTON
COUNCIL

The Blakenhall Service Station, 327 Dudley Road,
Wolverhampton, WV2 3JY

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Asset Management
Civic Centre
St Peters Square
Wolverhampton
WV1 1RL

Plan Produced 10.9.2019
Scale 1:1,250

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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.

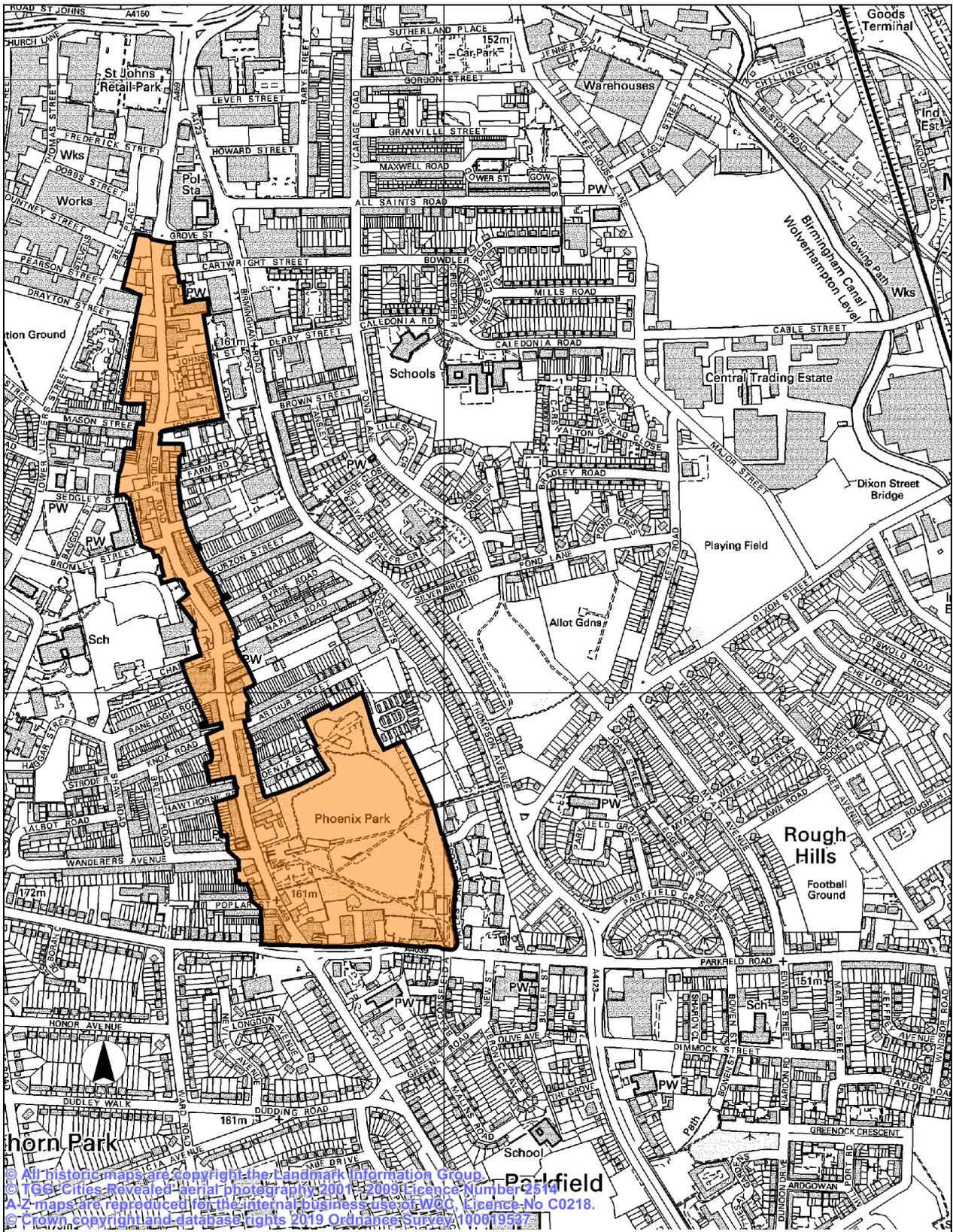
The effect of the Cumulative Impact Policy is to create a **rebuttable** presumption that applications in respect the licensable activities detailed below for new Premises Licences, Club Premises Certificates or Provisional Statements and applications for variations of existing Premises Licences, Club 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.

CITY OF
WOLVERHAMPTON
COUNCIL

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Asset Management
Civic Centre
St Peters Square
Wolverhampton
WV1 1RL

Plan Produced 10.9.2019
Scale 1:9,263

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From:R Jangra
Sent:30 Jul 2019 12:17:14 +0100
To:Licensing;Elizabeth Gregg
Cc:Adam Kline
Subject:Re: wolverhampton-839226

Dear Mrs. Gregg,

This is to inform you that we are currently working with the law firm Pro-Leagle on the premises licence application for the shop at the service station at 327 Dudley Road, Wolverhampton, WV2 3JY. I authorise you on behalf of Rondel Trading Ltd to speak to Adam Kline at Pro-Leagle (adam@proleagle.com, 020 3637 5189) about the application.

Best regards,

Yours sincerely,

Veronica Nastase

Director, RONDEL TRADING LTD, Company number 10225710

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[REDACTED]

[REDACTED]

Sensitivity: PROTECT

From: Councillor Jas Dehar <Jas.Dehar@wolverhampton.gov.uk>

Sent: 31 July 2019 15:49

To: [REDACTED]

Cc: Licensing <Licensing@wolverhampton.gov.uk>; [REDACTED]

Subject: Re: Premises Licence Application - The Blakenhall Service Station, 327 Dudley Road, Wolverhampton, WV2 3JY - PRE1389

Hi All

I have great concern about this Licence been given . We already have anti social behaviour going on in Phoenix Park. Which I am dealing with officers and the police . I feel the consumption of alcohol from the new premises will add further nuisance and disruption in the park.

Kind regards
Cllr Jas Dehar
Blakenhall Ward

Sent from my iPad

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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From: Elaine Moreton
Sent: 28 August 2019 00:15
To: Elizabeth Gregg
Cc: Licensing
Subject: FW: Premises Licence Application - The Blakenhall Service Station, 327 Dudley Road, Wolverhampton, WV2 3JY - PRE1389

Dear Elizabeth,

I write on behalf of the Licensing Authority as a Responsible Authority to make formal representations to the above application for a new premises licence as the premises falls within Dudley Road C.I.Z.

There is a rebuttable presumption that applications within a C.I.Z will be refused unless the applicant can demonstrate that there will be no negative cumulative impact on one or more of the licensing objectives; Prevention of Crime and Disorder, Prevention of Public Nuisance, Protection of Children from Harm and Public Safety.

Further clarity is required within the operating schedule to rebut the presumption of none grant as the premises is known as "Blakenhall Service Station" and the Section 182 Guidance states following:

"Garages and motorway service areas

5.22 Section 176 of the 2003 Act prohibits the sale or supply of alcohol at motorway service areas (MSAs) and from premises which are used primarily as a garage, or are part of premises used primarily as a garage. Premises are used primarily as a garage if they are used for one or more of the following:

- the retailing of petrol;
- the retailing of derv (diesel);
- the sale of motor vehicles; and
- the maintenance of motor vehicles."

The proposed designated premises supervisor Mr Rakesh Kumar resides within London. The Licensing Authority has concerns that if he becomes the designated premises supervisor how he intends to control alcohol sales as a DPS (the key person who will usually be responsible for the day to day management of the premises).

There are further concerns as there are already three licensed premises within close proximity to 327 Dudley Road which already provides off sales.

Regards,

Elaine Moreton
Section Leader
Tel. Office: 01902 552772

[E-mail: Elaine.Moreton@wolverhampton.gov.uk](mailto:Elaine.Moreton@wolverhampton.gov.uk)

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Public Health representation to the licence application, submitted to the City of Wolverhampton Council, by The Blakenhall Service Station, 327 Dudley Road, Wolverhampton, WV2 3JY

- 1.0 Public Health is one of the Responsible Authorities as stipulated in the Licensing Act 2003. Section 182 guidance at paragraph 9.22 states ‘health bodies are encouraged to make representations in respect of any of the four licensing objectives’.
- 1.1 Public Health object against the licence application made by The Blakenhall Service Station, 327 Dudley Road, Wolverhampton, WV2 3JY, on the basis it falls within a Cumulative Impact Zone and undermines the licensing objectives of the prevention of crime and disorder and the prevention of public nuisance. It is the view of Public Health that the applicant has not provided evidence which rebuts the presumption of refusal.

2.0 Cumulative Impact Zone

The premises in question falls under a Cumulative Impact Zone (CIZ). Figure 1 provides an outline of the said CIZ and the location of the proposed premises.

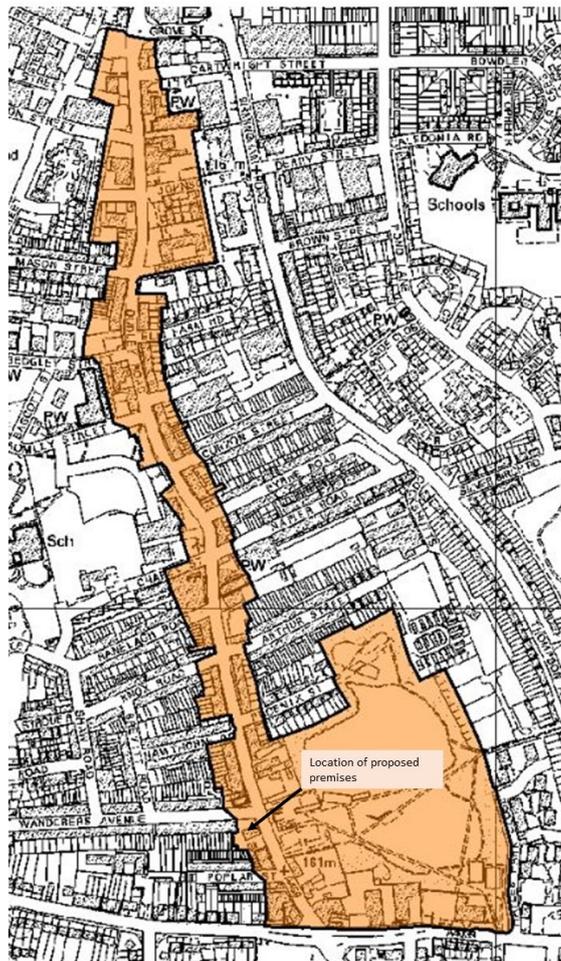


Fig 1: Dudley Road CIZ

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 A-Z maps are reproduced for the internal business use of WCC; Licence No. CD218;
 © Crown copyright and database rights 2010 Ordnance Survey 100019537

2.1 Wolverhampton's Statement of Licensing Policy¹ section 13 outlines the process for designating an CIZ. This process being:

- 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

This process demonstrates the robustness of designating an CIZ. Paragraphs 13.10 and 13.11 of this policy states:

*13.10 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.*

13.11 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.

2.2 The Dudley Road CIZ was agreed by the Statutory Licencing Committee on 25 March 2015². This policy was further revised on 06 June 2018³. The Statutory Licensing Committee agreed the CIZ policy remains an important part of reducing alcohol related harm and issues identified in the CIZ during inception are still of concern and relevant.

2.3 Public Health, in conjunction with Licensing, has recently launched an interactive tool⁴ which plots various data onto a spatial map. When considering an application that falls within a CIZ it is useful to view the density of outlets currently in operation within the CIZ boundary. Figure 2 provides a view of current outlets within the Dudley Road CIZ.

¹ https://www.wolverhampton.gov.uk/sites/default/files/pdf/Statement_of_Licensing_Policy_2015.pdf

² <http://wolverhampton.moderngov.co.uk/ieListDocuments.aspx?Cid=153&Mid=4131&Ver=4>

³ <http://wolverhampton.moderngov.co.uk/ieListDocuments.aspx?Cid=153&Mid=9100&Ver=4>

⁴ <https://www.wolverhampton.gov.uk/licences/gambling-and-gaming/gambling-premises-licence>

Fig 2: Outlets within Dudley Road

5



3.0 Considering the application falls within the CIZ, and the applicant does not in the view of Public Health rebut the presumption of refusal, it is the view of Public Health that granting another licence within the area will exacerbate the concerning issues already identified.

Parpinder Singh
Senior Public Health Specialist
City of Wolverhampton Council

⁵ Venues on Knox Road and Birmingham New Road are not within the CIZ

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

From: WV Licensing <wv_licensing@west-midlands.pnn.police.uk>
Sent: 15 August 2019 14:02
To: Licensing <Licensing@wolverhampton.gov.uk>
Subject: RE: Premises Licence Application - The Blakenhall Service Station, 327 Dudley Road, Wolverhampton, WV2 3JY - PRE1389

Hi,

Please see the email attached. I have no representations so long as the conditions stated in the email are applied. The email includes an attachment of the premise license application. I am happy with the wording used in the application that the applicant has put in himself rather than what is on the email

With Kind Regards

PCSO Aimee Taylor
Wolverhampton NPU | Licensing
West Midlands Police
T: 101 (ext. 8713284) |

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From: Licensing [<mailto:Licensing@wolverhampton.gov.uk>]
Sent: 31 July 2019 09:33

Elizabeth Gregg

From: Adam Kline <[REDACTED]>
Sent: 15 August 2019 12:49
To: Licensing; Elizabeth Gregg
Cc: [REDACTED]
Subject: PREMISES LICENCE APPLICATION - SUGGESTED POLICE CONDITIONS - wolverhampton-839226 - The Blakenhall Service Station, 327 Dudley Road Wolverhampton WV2 3JY
Attachments: 15.08.19_Application_Form_(Wolverhampton-839226).pdf
Importance: High

Dear Ms. Gregg,

We are writing in respect of the ongoing premises licence application for The Blakenhall Service Station, 327 Dudley Road Wolverhampton WV2 3JY (reference wolverhampton-839226).

As per their email below, West Midlands Police have suggested two additional conditions under Section 18 (b) ("The Prevention of Crime and Disorder") of the application. These are:

1. A restriction on the strength of beer, cider or lager sold to a maximum ABV of 6.5%.
2. A restriction on the sale of any single cans of beer, cider or lager.

The director of the applicant company Rondel Trading Ltd, Veronica Nastase, has confirmed that she is happy to accept these suggestions (please see email below). We hence ask that the conditions be added to the premises licence application.

In case it is required, we attach modified application form including the new conditions under Section 18 (b).

Best regards,

Yours sincerely,



ADAM KLINE – PRO-LEAGLE
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From: R Jangra [mailto:]
Sent: 15 August 2019 12:51
To: Adam Kline
Subject: Re: Premise Licence Application

Good Morning Aimee ,

Thank you for Phone call today morning as discussed and as per above email I'm happy with restrictions on single cans of beer , cider, largers also I've instructed to my supplier as well regarding I have condition on licence ABV of 6.5%. They are happy to work under the condition also we are fully aware about safety, safety is main concern about us as well .

Thank you
Veronica Nastase

From: Aimee Taylor <aimee.taylor@west-midlands.pnn.police.uk>
Sent: Tuesday, August 13, 2019 11:30:09 AM
To: ' ' >
Subject: Premise Licence Application

Good Morning,

I have read through the premise application that has been submitted. There are just a couple of things that I would recommend adding in to support the licensing objectives in regards to the sale of alcohol.

Firstly, I would recommend you include a restriction on the sale of beer, cider and larger to a maximum ABV of 6.5%. Secondly, you will not sell any single cans of beer, cider and larger to prevent any crime and disorder.

In order to amend this you will need to contact the council and include the above. If you have any questions regarding this please don't hesitate to contact me.

With Kind Regards

PCSO Aimee Taylor

Wolverhampton NPU | Licensing

West Midlands Police

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the premises.

8. Premises Plan: any detail shown on the plan that is not required by the licensing plans regulations is indicative and subject to change at any time.

b) The prevention of crime and disorder

1. CCTV

- A Closed-Circuit Television (CCTV) camera system will be installed and maintained in working order as per the minimum requirements of a West Midlands Police Crime Prevention Officer. All entry and exit points and alcohol storage and sales areas will be covered.
- The locations of CCTV cameras are identified on the site plan of the premises. No changes to the locations of the cameras will be made without prior consultation with the West Midlands Police and the Licensing Authority.
- The CCTV will be in operation when the premises is open to the public. CCTV recordings shall be of a satisfactory quality enabling the identification of persons and activities, and other fine details such as vehicle registration number plates. CCTV recordings shall be retained for a minimum period of 31 days with date and time stamping.
- The CCTV system will be capable of securing relevant pictures for review at a later date, and/or export via removable media. Records will be made immediately available on request by the Police or an authorised council officer. Exported files shall be re-playable immediately without requirement for re-indexing of files or verification checks.
- The CCTV footage will be controlled and kept in a secure environment to prevent tampering or unauthorised viewing. A record will be kept of who has accessed the system, the reason why and when.
- A designated member/members of staff at the premises will be authorised to access the CCTV footage and be conversant with operating the CCTV system. At the request of an authorised officer of the Licensing Authority or a Responsible Authority (under the Licensing Act 2003) any CCTV footage, as requested, will be downloaded immediately or secured to prevent any overwriting. The CCTV footage material will be supplied, on request, to an authorised officer of the Licensing Authority or a Responsible Authority.
- The CCTV system will be adequately maintained. If the CCTV becomes inoperative, the Police and Local Authority will be informed as soon as practically possible and immediate steps will be taken to put the equipment back into action.

2. Proof of Age Policy: A proof of age policy to the satisfaction of the West Midlands Police and the Licensing Authority will be in place. This will follow the guidelines set out in the "Challenge 25" policy developed by the Retail of Alcohol Standards Group.

3. Anti-social behaviour on the premises:

- Staff will be trained in dealing with drunken or disruptive behaviour and the procedures for dealing with any such behaviour by patrons.
- Antisocial behaviour of any kind, including strong, loud and offensive language, shall not be tolerated. Any customers suspected of, or engaging in, the same shall be asked to leave, will be escorted to the exit and observed leaving the vicinity of the premises.
- Anyone attempting to enter the premises visibly under the influence of alcohol or drugs will be refused entry or shall be asked to leave, escorted to the exit and observed leaving the vicinity of the premises.
- Staff shall implement a dispersal policy outside the premises within the Applicant's direct control to reduce risks of public nuisance and/or fire risk due to the presence of petrol.

4. All customers shall be served from the night pay window between the hours of 21:00 and 23:00. During these hours the public retail sales area of the shop will be closed to customers. Appropriately worded notices will be prominently displayed advising customers of night pay arrangements.

5. Spirits and other high-value alcohol stocks will be displayed behind the counter and any alcohol on display at the premises will not be obstructed from the view of the sales assistants.

6. The strength of beer, cider or lager sold will be restricted to a maximum Alcohol By Volume (ABV) of 6.5%.

7. Beer, cider or lager will not be sold as single cans.

8. The licence holder shall ensure the entrance to the shop is visible from the till point area and will ensure that it is