

Licensing Sub-Committee

4 November 2015

Time 10.00 am **Public Meeting?** YES **Type of meeting** Regulatory

Venue Committee Room 1 - Civic Centre, St Peter's Square, Wolverhampton WV1 1SH

Membership

Chair Cllr Alan Bolshaw (Lab)

Labour

Cllr Bishan Dass
Cllr Keith Inston

Conservative

Quorum for this meeting is two Councillors.

Information for the Public

If you have any queries about this meeting, please contact the democratic support team:

Contact Linda Banbury, Democratic Support Officer
Tel/Email Tel: 01902 555040 Email: linda.banbury@wolverhampton.gov.uk
Address Democratic Support, Civic Centre, 2nd floor, St Peter's Square,
Wolverhampton WV1 1RL

Copies of other agendas and reports are available from:

Website www.wolverhampton.moderngov.co.uk1
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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 - Application to vary a premises licence - Compton Filling Station, Bridgnorth Road, Compton, Wolverhampton
[To consider the application] |
| 4 | Exclusion of press and public
To pass the following resolution:
That in accordance with section 100A (4) of the Local Government act 1972 the press and public be excluded from the meeting for the following item of business as it involves the likely disclosure of exempt information falling within paragraph 3 of schedule 12A to the act relating to the business affairs of particular persons. |
| 5 | Deliberations and decision |
| 6 | Re-admission of press and public |
| 7 | Announcement of decision |
| 8 | Licensing Act 2003 - Application for a premises licence in respect of House of India, 25 Market Street, Wolverhampton
[To consider the application] |
| 9 | Exclusion of press and public
To pass the following resolution:
That in accordance with section 100A (4) of the Local Government Act 1972 the press and public be excluded from the meeting for the following item of business as it involves the likely disclosure of exempt information falling within paragraph 3 of schedule 12A to the act relating to the business affairs of particular persons. |
| 10 | Deliberations and decision |
| 11 | Re-admission of press and public |
| 12 | Announcement of decision |

Licensing Sub-Committee

4 November 2015

Report Title	Licensing Act 2003 – Application for a Variation of a Premises Licence in respect of Compton Filling Station, Bridgnorth Road, Wolverhampton WV6 8AQ.	
Wards Affected	Tettenhall Wightwick	
Accountable director	Tim Johnson - Place	
Originating service	Licensing Services	
Accountable employee(s)	Rob Edge	Section Leader (Licensing)
	Tel	01902 550106
	Email	rob.edge@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 Licensing Solutions, the agent of the holder of the premises licence, in respect of Compton filling Station, Bridgnorth Road. Wolverhampton. WV6 8AQ. 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 Tettenhall Wightwick ward and a location plan is attached at Appendix 2

2.3 The current application was received on 14 September 2015 and is to add hours to the licensable activities, in addition to adding late night refreshment. An additional separate application has been received to change the name of the premises to Compton Filling Station.

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

2.5 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

2.6 Relevant representations have been received from

- Licensing Authority
- West Midlands Police
- Councillor
- Other Persons

Copies of the representations can be found at Appendices 4 - 7

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

3.0 Legal Implications

3.1 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.

3.2 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.

3.3 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. [SH/23102015/L]

4.0 Human Rights and Equalities Implications

4.1 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.

4.2 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.

5.0 Financial Implications

5.1 Councillors agreed fees and charges for this function on 21 January 2015; the fees are based on a cost recovery basis. The fee for this application is £190.00, and is non-refundable. [TK/09012015/H]

6.0 **Environmental Implications**

- 6.1 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.

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We **MOTOR FUEL LIMITED**

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number 15/01580/premin

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
COMPTON FILLING STATION FS322 BRIDGNORTH ROAD			
Post town	WOLVERHAMPTON	Postcode	WV6 8AQ

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£38500

Part 2 – Applicant details

Daytime contact telephone number	01727 898891		
E-mail address (optional)			
Current postal address if different from premises address	BUILDING 2 ABBAY VIEW EVERARD CLOSE		
Post town	ST ALBANS	Postcode	AL1 2QU

Part 3 - Variation

Please tick as appropriate

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

No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

EXTEND THE HOURS FOR THE SALE OF ALCOHOL AND THE OPENING HOURS AND ADD THE PROVISION OF LATE NIGHT REFRESHMENT, REMOVE ANY RESTRICTIONS THAT EXIST ON CHRISTMAS DAY AND GOOD FRIDAY AND DEPOSIT A MODIFIED PLAN

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

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

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

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

C

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

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 3)</u>		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)</u>		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		
Fri					
Sat					
Sun					

E

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

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

G

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

H

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

1

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	X
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	00.00	05.00	Please give further details here (please read guidance note 3)		
	23.00	24.00			
Tue	00.00	05.00			
	23.00	24.00			
Wed	00.00	05.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
	23.00	24.00			
Thur	00.00	05.00			
	23.00	24.00			
Fri	00.00	05.00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
	23.00	24.00			
Sat	00.00	05.00			
	23.00	24.00			
Sun	00.00	05.00			
	23.00	24.00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	X
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	00.00	24.00			
Tue	00.00	24.00			
Wed	00.00	24.00			
Thur	00.00	24.00			
Fri	00.00	24.00			
Sat	00.00	24.00			
Sun	00.00	24.00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		

K

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

NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	00.00	24.00	
Tue	00.00	24.00	
Wed	00.00	24.00	
Thur	00.00	24.00	
			Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri	00.00	24.00	
Sat	00.00	24.00	
Sun	00.00	24.00	

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

CHANGE ALCOHOL HOURS CONDITIONS OPENING HOURS CONDITIONS AND REMOVE ANY RESTRICTIONS THAT EXIST ON CHRISTMAS DAY AND GOOD FRIDAY

Please tick as appropriate

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

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.
SUMMARY COPY ENCLOSED – MASTER PREMISES LICENCE ALREADY WITH YOU
FOLLOWING RECENT PREMISES LICENCE TRANSFER

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

OTHER EXISTING AND MANDATORY CONDITIONS TO REMAIN EXCEPT WHERE MODIFIED
- ALARM SYSTEM, CCTV SYSTEM WITH RECORDING FACILITIES, TRAINED STAFF WITH RECORDED ONGOING ALCOHOL TRAINING REGIME, CHALLENGE 25 AND PROOF OF AGE INITIATIVE EMBRACED, INSTORE CHALLENGE SIGNAGE, REFUSALS SYSTEM WITH REFUSALS BOOK AND INCIDENT LOG

b) The prevention of crime and disorder

ALARM SYSTEM, CCTV SYSTEM WITH RECORDING FACILITY, TRAINED STAFF, CHALLENGE 25, REFUSALS SYSTEM AND INCIDENT LOG

c) Public safety

STAFF TRAINED IN FIRE SAFETY PROCEDURES AND THE USE OF FIRE SAFETY EQUIPMENT, FIRE FIGHTING EQUIPMENT

d) The prevention of public nuisance

STAFF TRAINED TO DEAL WITH SITUATIONS, USEABLE WASTE BINS PROVIDED ON THE FORECOURT

e) The protection of children from harm

FULL ALCOHOL TRAINING REGIME IN USE, ONGOING RECORDED ALCOHOL TRAINING AND REFRESHER TRAINING, CHALLENGE 25 TRADING INITIATIVE EMBRACED, CHALLENGE SIGNAGE, REFUSALS SYSTEM AND REFUSALS BOOK

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. X
- I have sent copies of this application and the plan to responsible authorities and others where applicable. X
- I understand that I must now advertise my application. X
- I have enclosed the premises licence or relevant part of it or explanation. X
- I understand that if I do not comply with the above requirements my application will be rejected. X

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature	[REDACTED]
Date	11 TH SEPTEMBER 2015
Capacity	LICENSING SOLUTIONS - DULY AUTHORISED AGENT

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

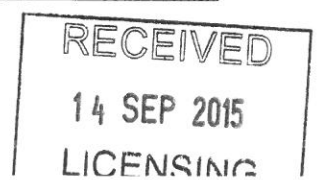
Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

LICENSING SOLUTIONS
32 CHURCH ROAD
LOCKS HEATH

Post town	SOUTHAMPTON	Post code	SO31 6LU
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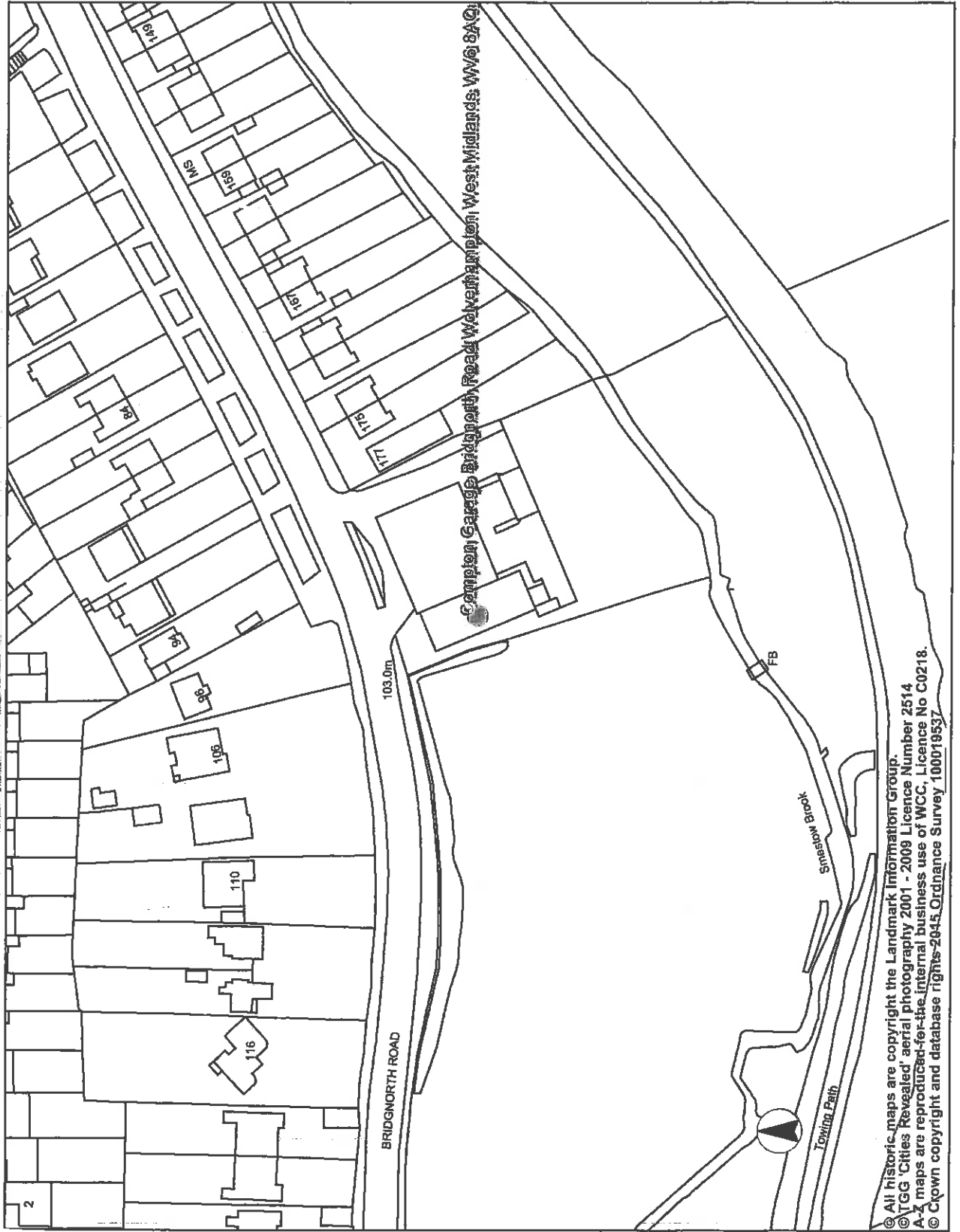
Telephone number (if any)	07831 159450
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
chris@licensingsolutions.org.uk



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COMPTON FILLING STATION



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Premises Licence

Issued in accordance with The Licensing Act 2003

Name of Premises: Shell Compton

Address of Premises: Bridgnorth Road
Compton
WOLVERHAMPTON
WV6 8AQ

Premises Licence Number: 15/02443/PREDPS – Variation of DPS

Date Licence Granted: 01/09/2015

1. Opening hours of the premises

Normal Hours: Monday to Sunday 0600 to 2300 hours
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

Activity: Sale/Supply of alcohol off the premises
Normal Hours: Monday to Saturday 0800 to 2300 hours
Sunday 1000 to 2230 hours
Seasonal Variations: None
Non Standard Hours: None

3. Name of the designated premises supervisor if the sale of alcohol is involved

Thiruvarudchelvam Thavakkumaran as of 01/09/2015
Personal Licence Number: PER2580
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

Motor Fuel Limited
Building 2
Abbey View
Everard Close
St. Albans
AL1 2QU

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 the Licensing Act 2003.

Conditions consistent with the Operating Schedule

General

- The premises are a modern convenience store on a forecourt location.
- The site provides hot and cold food and drinks to customers via a drinks machine 24 hours per day.

The prevention of crime and disorder

- The premises benefit from CCTV multiplex system covering the site internally and externally supported by 31 day recording facilities.
- Checkout/point of sale is manned at all times
- Full alarm system
- Shunt locks and night pay hatch facilities.

Public safety

- The company ensure all Health & Safety provisions are satisfied together with statutory fire regulations.
- All fire doors will be maintained effectively self closing and shall not be held open.
- Notices are displayed providing fire evacuation procedure.
- All staff trained in basic health and safety and age related product sales.

The prevention of public nuisance

- Litter bins are provided and site is cleaned daily as part of cleaners duties.

The protection of children from harm

- All age related products are supplied by supervised sale.
- ID will be required under challenge 21 procedure.
- A refusals book is operated at the point of sale.

Plans

As submitted with application dated 2/6/2015 and retained by Wolverhampton City Council

PRE849 Compton Filling Station, Bridgnorth Road – Variation

On behalf of the Licensing Authority I submit formal representations to the above application on the grounds of Crime & Disorder and the Prevention of Public Nuisance licensing objectives. I am currently in mediation with the applicant's representative regarding my concerns.

Regards

Elaine Moreton
Section Leader
Tel. Office: 01902 555033

E-mail: Elaine.Moreton@wolverhampton.gov.uk
City of Wolverhampton Council

FILE NOTE

From Elaine Moreton
Section Leader, Licensing

To Premises Licence Application File

cc. Rob Edge – Section Leader, Licensing
PRE 849

Tel. No/Ext: 5033

Date: 20 October 2015

Mediation Outcome

Compton Filling Station, Bridgnorth Road, Compton, Wolverhampton WV6 8AQ

Following a telephone conversation today (19 October 2015) to discuss the Licensing Authority representations in its capacity as a Responsible Authority the conditions/amendments detailed below have been agreed between the authority and the applicant, who have stated they are willing to modify their operating schedule accordingly:

- Sale/Supply of alcohol off the premises is reduced to the following:-
Monday to Sunday 07:00 hours to 23:00 hours inclusive
- DPPO (Designated Public Peace Order) Notice provided by the Licensing Authority shall be displayed prominently on the premises visible from outside the store advising Police have powers to seize alcohol.
- No beer, cider or lager above 6.5% ABV will be stocked or sold.

Applicant Signature:

.....
[Redacted Signature]

Date: 26 10 15

Licensing Solutions, duly authorised agent on behalf of Motor Fuel Ltd agree to modify the premises licence application to include the above amendments/conditions to their operating schedule dated 11/09/2015.

Licensing Authority – Responsible Authority Signature:

.....

Date:

Subject to the above conditions/amendments being added to the operating schedule. I Elaine Moreton, acting in my capacity as the Licensing Authority Responsible Authority agree this should negate the need for a hearing subject to no further representations from any other Persons/Responsible Authority.

Dear all,

Police make representations regarding this application under the Prevention of Crime & Disorder licensing objective.

We are currently in mediation with the applicant regarding possible amendments/additions to the suggested schedule.

Kind Regards,

**PC 1080 Mitch Harvey
Partnerships & Licensing Officer
Wolverhampton Central Police station**

DDI: 01902 643 407

External: 101 ext 871 3194

Email: wv_licensing@west-midlands.pnn.police.uk

**Shell Compton, Bridgnorth Road, Wolverhampton,
WV6 8AQ
OPERATING SCHEDULE
ADDITIONS/AMENDMENTS – SUPPLEMENT TO APPLICATION MADE ON
11/09/2015**

THE PREVENTION OF CRIME & DISORDER	SIGNATURE
<ul style="list-style-type: none"> • A CCTV system with recording equipment shall be installed and maintained at the premises. • CCTV should cover entry and exit points of the premises and all areas where alcohol/money is served/taken and all areas to where public have access and the immediate vicinity outside the premises. • Images / recordings to be downloaded in a suitable format and provided to any member of a Responsible Authority upon request and without any undue delay. • Images and recordings must be of evidential quality, must indicate the correct time and date and be kept for at least 31 days. • All staff to be trained to use the CCTV system and at least one member of staff to be on duty who is trained to download the systems images should any member of a Responsible Authority make a request. 	
<p>An incident log must be maintained at the premises and a written record of any incident that occurs at the premises must be appropriately recorded. Where it is deemed appropriate the incident must be reported to West Midlands Police. Incident log book to be produced to a member of a Responsible Authority upon request.</p>	
<p>To ensure compliance with Challenge 25 a 'refusals book' will be utilised where any sale of alcohol is refused to persons who present themselves to be under age.</p>	
<p>No sales of single cans/bottles of beer lager or cider with an ABV of 6.5% or over to be stocked or sold.</p>	
<p>DPPO (Designated Public Place Order) notice provided by the Licensing authority shall be displayed prominently on the premises visible from outside the store advising Police have powers to seize alcohol.</p>	

THE PROTECTION OF CHILDREN FROM HARM	
<p>* All staff will be trained in Challenge 25; all appropriate ID checks will be undertaken by all staff to ensure no sale of alcohol is made to underage persons.</p> <p>* All staff to receive training and refresher training every 6 months on their responsibilities with regard to licensing legislation. Training to be documented and shown to member of any Responsible Authority upon request.</p>	

I wish for this amended operating schedule to be added to the operating schedule submitted in section M (in relation to Prevention of Crime and Disorder and Protection Of Children From Harm licensing objectives), in the application I submitted on 11th September 2015

APPLICANT'S SIGNATURE..... 
 (Authorised person on behalf of Applicant)

PRINT NAME/POSITION..... *Alison - Licensing Solutions*

DATE..... *12 10 15,*

AUTHORISED OFFICER SIGNATURE (WMP).....

NAME/POSITION.....

DATE.....

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01902 555010

01902 555061

Wendy.Thompson@wolverhampton.gov.uk

Wolverhampton City Council



Colin Parr
Licensing Manager

Councillor Wendy Thompson
Leader of the Conservative Group

**Office of the Shadow Leader,
3rd Floor, Civic Centre
St. Peter's Square,
Wolverhampton WV1 1RG**

21st September 2015

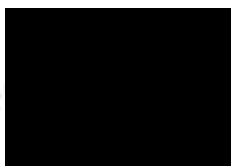
Dear Mr. Parr,

I understand that an application has been received from the operators of the Shell filling station on Bridgnorth Road, Compton, to extend the hours during which they are permitted to sell alcohol to 24 hours a day, seven days a week, and to add permission to sell late night refreshments between the hours of 11pm and 5am, seven days a week.

I would particularly like to lodge my objections regarding the extension of the alcohol selling hours for this site. A large number of residents have contacted me and my ward colleagues regarding their concerns, that this change in the conditions of the site's licence would risk an increase in noise, traffic and other disturbance, including litter. However, there have also been instances of anti-social behaviour linked to the misuse of alcohol in the vicinity.

I feel that it would be completely inappropriate to allow this application, and I hope that the factors above can be taken into consideration when making your determinations.

Yours sincerely,



Councillor Wendy Thompson
Leader of the Conservative Group

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**OTHER PERSONS
REPRESENTATIONS
COMPTON FILLING STATION**

Dear Sirs,

21st SEPT. 2015

A.P. & S.J. KAPADIA
108 BRIDGNORTH RD.
WOLVERHAMPTON
WV6 8AG

Shell Compton, Bridgnorth Road, Wolverhampton, WV6 8AQ

I am writing to register my objection to the application for an extension to the hours for the sale of alcohol for consumption off the premises and adding a late night refreshments license by Shell Compton, Bridgnorth Road, Wolverhampton, WV6 8AQ. The basis for this opposition is that extending the hours for the sale of alcohol and providing a late night refreshment license for these premises will not promote the licensing objectives, particularly the prevention of crime, disorder, antisocial behaviour and public nuisance..

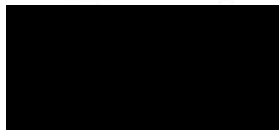
The application proposes that alcohol will be sold for consumption off the premises between 00:00am and 24.00pm, seven days a week and to add a late night refreshments Monday to Sunday 23.00 to 05.00 hours.

Granting an extension to the licence will have a detrimental affect to the residents and will encourage disorder, antisocial behaviour and public nuisance in the neighbourhood. For an example the residents have to regularly clear up smashed bottles from the pavement in front of their property. The residents concern is the health and safety affect that this may have on children and dogs that are having their walk.

Extending the alcohol liicense to enable Shell petrol station to sell alcohol and late night refreshments within an area already heavily populated with licensed premises would serve no pupose to the community. Residents in this area already suffer noise nuisance and antisocial behaviour and it is totally unacceptable to expect them to have this increased by extending the hours for sale of alcohol for consumption off the premises and approve a late night refreshments license.

In view of the above, I would urge the Licensing Authority to refuse the application.

Yours faithfully,

 (A. KAPADIA)
(S. KAPADIA)

**MR W. E. JEVONS
BROADMEAD
106 BRIDGNORTH ROAD
COMPTON
WOLVERHAMPTON
WV6 8AQ**

**MRS B. E. JEVONS
BROADMEAD
106 BRIDGNORTH ROAD
COMPTON
WOLVERHAMPTON
WV6 8AQ**

21 JUN 2015

Dear Sirs,

Shell Compton, Bridgnorth Road, Wolverhampton, WV6 8AQ

I am writing to register my objection to the application for an extension to the hours for the sale of alcohol for consumption off the premises and adding a late night refreshments license by Shell Compton, Bridgnorth Road, Wolverhampton, WV6 8AQ. The basis for this opposition is that extending the hours for the sale of alcohol and providing a late night refreshment license for these premises will not promote the licensing objectives, particularly the prevention of crime, disorder, antisocial behaviour and public nuisance..

The application proposes that alcohol will be sold for consumption off the premises between 00:00am and 24.00pm, seven days a week and to add a late night refreshments Monday to Sunday 23.00 to 05.00 hours.

Granting an extension to the licence will have a detrimental affect to the residents and will encourage disorder, antisocial behaviour and public nuisance in the neighbourhood. For an example the residents have to regularly clear up smashed bottles from the pavement in front of their property. The residents concern is the health and safety affect that this may have on children and dogs that are having their walk.

Extending the alcohol liicense to enable Shell petrol station to sell alcohol and late night refreshments within an area already heavily populated with licensed premises would serve no pupose to the community. Residents in this area already suffer noise nuisance and antisocial behaviour and it is totally unacceptable to expect them to have this increased by extending the hours for sale of alcohol for consumption off the premises and approve a late night refreshments license.

In view of the above, I would urge the Licensing Authority to refuse the application.

Yours faithfully,



Willow Hollow 26 Castlecroft Lane, Wolverhampton WV3 8JU

5th October 2015

Wolverhampton City Council
Licencing team
1st Floor Reception 14
Civic Centre,
Wolverhampton WV1 1 DA



Dear Officer,

Re: Application to extend opening hours for the sale of alcohol and late night refreshment,
Compton Filling Station, Bridgnorth Road, WV6 8AQ

I am writing to object to this application on the following grounds.

I had understood from the media and government bodies that consumption of alcohol should be discouraged, not facilitated. This application encourages it.

The granting of the application would lead to inconvenience to residents from noise and increased traffic.

The safety of all night staff would surely be put at risk, as would the safety of neighbours.

People who need alcohol and “refreshment” on an all night basis are surely not to be encouraged.

As policing comes more and more under pressure the risk of anti-social behaviour and noise nuisance should be avoided where possible. There have been instances of robbery and anti-social behaviour locally and the individuals concerned have used the nearby railway walk and Smestow Valley park as a getaway.

This proposed facility is undesirable for all the above reasons, is not required and threatens the convenience and lifestyle of the local residents, apart from putting an extra burden on an overstretched police force.

I urge you to reject this request.

Yours faithfully,

Brenda M. Bates. 01902 762409
Committee Member Finchfield and Castlecroft Community Council
Tettenhall&District Community Council.
Neighbourhood Forum.



These are my own personal views and do not necessarily represent those of the bodies mentioned above.

From: Jackie James [mailto:jackie.sa.james@gmail.com]
Sent: 07 October 2015 15:17
To: Licensing
Subject: Licence Objection

Dear Sirs,

Shell Compton, Bridgnorth Road, Wolverhampton, WV6 8AQ

I am writing to register my objection to the application for an extension to the hours for the sale of alcohol for consumption off the premises and adding a late night refreshments license by Shell Compton, Bridgnorth Road, Wolverhampton, WV6 8AQ. The basis for this opposition is that extending the hours for the sale of alcohol and providing a late night refreshment license for these premises will not promote the licensing objectives, particularly the prevention of crime, disorder, antisocial behaviour and public nuisance..

The application proposes that alcohol will be sold for consumption off the premises between 00:00am and 24.00pm, seven days a week and to add a late night refreshments Monday to Sunday 23.00 to 05.00 hours.

Granting an extension to the licence will have a detrimental affect to the residents and will encourage disorder, antisocial behaviour and public nuisance in the neighbourhood. For an example the residents have to regularly clear up smashed bottles from the pavement in front of their property. The residents concern is the health and safety affect that this may have on children and dogs that are having their walk.

Extending the alcohol liicense to enable Shell petrol station to sell alcohol and late night refreshments within an area already heavily populated with licensed premises would serve no pupose to the community. Residents in this area already suffer noise nuisance and antisocial behaviour and it is totally unacceptable to expect them to have this increased by extending the hours for sale of alcohol for consumption off the premises and approve a late night refreshments license.

In view of the above, I would urge the Licensing Authority to refuse the application.

Yours faithfully,

Jackie James
110 Bridgnorth Road
WV6 8AG

114 Bridgnorth Road
Wightwick
Wolverhampton
WV6 8AG

Licensing Services
Reception 14
Wolverhampton C.C.
Civic Centre
St Peters Square
Wolverhampton
WV1 1DA

03/10/15

Dear Sirs,

Re:- Shell Compton, Bridgnorth Rd, Wolverhampton WV6 8AQ.

I am writing to register my objection to the application for an extension to the hours for the sale of alcohol for consumption off the premises and adding of a late night refreshment licence by Shell Compton Bridgnorth Road Wolverhampton WV6 8AQ.

The application proposes that alcohol will be sold for consumption off the premises between 00.00am and 24.00pm, seven days a week and late night refreshment Monday to Sunday 23.00 to 5.00 hours.

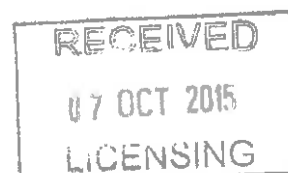
Granting an extension to the licence will have a detrimental affect on local residents as it will encourage disorder, antisocial behaviour and public nuisance in the neighbourhood.

The area, which is residential and densely populated, is already well served by existing licensed premises. Residents already suffer noise and some anti social behaviour. On a regular basis smashed glass has to be cleared from the pavement. It is well understood that increased access to alcohol, late at night, can result in disturbance and disruption. The garage, at the moment, generates a substantial amount of litter; the extension would make matters worse.

In view of the above, I urge the Licensing Authority to refuse the application.

Yours faithfully,

[Redacted Signature]



Licensing Services
Reception 14
Civic Centre
St Peters Square
Wolverhampton
WV1 1DA



Dear Sirs

Re Shell Bridgnorth Road Compton

I am writing to register my objection to the application for changes in the trading activity for the above garage.

The application is to allow the premises to be open 24/7 and to allow the sale of alcohol for consumption off the premises during all hours, also to allow refreshments to be sold between 23.00 and 05.00 hours.

I am sure this does not meet the objectives of the town authorities, to prevent crime, public nuisance, anti social behaviour, litter. Public safety This site, is on the Bridgnorth Road, where it passes through a residential area. It is approx 5/600 metres from Compton shopping area where there are a number of businesses that provide on and off the premises, refreshments and supplies, until 11pm. This includes Spar, a local Sainsbury, Wineseller, Pizza Express, Italian, Indian, Canton takeaways etc.

The area does not need a Motorway station.

The location, at the start of a bend in the road has seen many car incidents in the 35 years I have lived here, the latest when a late night traveller, from the direction of Wolverhampton, went straight through the hedge exiting that bend.

The garage has no designated parking facility or rest facility

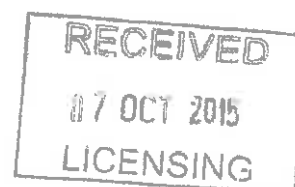
In addition to forgoing, my main objection would be the noise and light pollution for the residents of the immediate area.

I could write more, but do not think that it is needed to outline the request that you refuse this application.

Yours faithfully



H.N. Gough



116 Bridgnorth Road
Wightwick
Wolverhampton
WV6 8AG

Licensing Services
Reception 14
Wolverhampton C.C.
Civic Centre
St Peters Square
Wolverhampton
WV1 1DA

03/10/15

Dear Sirs,

Re:- Shell Compton, Bridgnorth Rd, Wolverhampton WV6 8AQ.

I am writing to register my objection to the application for an extension to the hours for the sale of alcohol for consumption off the premises and adding of a late night refreshment licence by Shell Compton Bridgnorth Road Wolverhampton WV6 8AQ.

The application proposes that alcohol will be sold for consumption off the premises between 00.00am and 24.00pm, seven days a week and late night refreshment Monday to Sunday 23.00 to 5.00 hours.

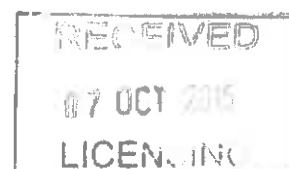
Granting an extension to the licence will have a detrimental affect on local residents as it will encourage disorder, antisocial behaviour and public nuisance in the neighbourhood.

The area, which is residential and densely populated, is already well served by existing licensed premises. Residents already suffer noise and some anti social behaviour. On a regular basis smashed glass has to be cleared from the pavement. It is well understood that increased access to alcohol, late at night, can result in disturbance and disruption. The garage, at the moment, generates a substantial amount of litter; the extension would make matters worse.

In view of the above, I urge the Licensing Authority to refuse the application.

Yours faithfully,

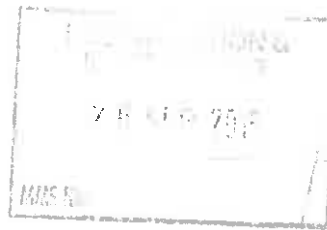

116 Bridgnorth Road



177 Bridgnorth Road
Compton
Wolverhampton
WV6 8AF

23 September 2015

Licensing Services Reception 14
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1DA



Re: Licensing application by Motor Fuels Ltd to extend the hours for the sale of alcohol and refreshment at the Shell Petrol Service Station, Bridgnorth Road, Compton to Monday to Sunday 00:00 to 24:00.

Dear sirs

We have a strong objection to this application on the grounds of

- the prevention of public nuisance
- maintaining public health and safety
- the prevention of crime and disorder
- the protection of children from harm.



Our reasons are below:

1. We regularly have to put up with nuisance events during the current opening hours, all of which would have far more impact through the night. The current closing times ostensibly afford us a potentially peaceful 8 hours of sleep which would be regularly disrupted if the petrol station were open throughout the night. The disturbances we experience during the day, evening and in some cases in the night include such things as:
 - Car doors slamming
 - Use of the tannoy, sometimes for the operatives' personal amusement
 - Shouting and quarrelling, sometimes involving bad language and obscenities
 - Loud music/drumbeats from cars where the owner has not turned off their radio/player while at the petrol station, which at their most extreme actually vibrate through the house
 - Lights on for the pumps, prices board, shop area and car-wash – in fact all lights throughout the night
 - Litter, including bottles, just dropped or occasionally thrown over the low wall along our path and drive and causing an unpleasant hazard, or thrown onto the pavement
 - Men urinating in the corner of the forecourt right underneath our bedroom window and in full view of the road
 - Enthusiast groups, eg motor cyclists, scooter owners, cyclists, 'iron man' participants, use the petrol station as a gathering place. These people have little

thought for the neighbours of the petrol station and leave engines running/revving noisily while having their snacks and waiting for comrades

- Excessive 'macho' raucous acceleration, particularly of sports cars and motorbikes when leaving the garage.

2. Over the years we have asked repeatedly for the price display board and car-wash to be turned off during hours of closure, on grounds of energy conservation and limiting light pollution, as well as for our own peace of mind. Occasionally in the night a motorist will think the petrol station is open, as the lights are on. They wake us up by opening and closing car doors, sounding their horn or shouting for attention and driving off loudly.
3. The petrol station has minimal passing traffic at night, either cars or particularly pedestrian callers, as there is no-one walking past into the countryside after about 8-9 o'clock; it becomes a very quiet country road until about 7 am.
4. Anyone wishing to buy alcohol in the night would have to arrive in a vehicle, possibly in order to replenish party stocks or to continue drinking after public houses/clubs are closed; would such customers have already consumed alcohol and therefore would they be driving legally and safely?

For the reasons listed above we therefore request that the license extension be refused.

Yours sincerely



Ruth and Barrie Tykiff

Licensing Services
Reception 14
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1DA

21st September 2015



Letter

21 SEP 2015

Dear Sirs,

Shell Compton, Bridgnorth Road, Wolverhampton, WV6 8AQ

I should like to register my objection to the application for an extension to the hours for the sale of alcohol for consumption off the premises and adding a late night refreshments license by Shell Compton, Bridgnorth Road, Wolverhampton, WV6 8AQ.

I list the current anti-social behaviour we suffer from the petrol station and shop. There is every reason to believe that this behaviour will continue throughout the night should the license be granted.

- Men urinating against the wall of the shop in full view of my garden, passing motorists and pedestrians
- Groups of youths using the steps to our garden and the lower part of the lawn to drink and eat. (We have had to erect a large gate to prevent this) . Groups of youths sitting on our neighbours steps to eat and drink.
- Loud music from car stereos including when parked to consume goods purchased at the shop
- Inappropriate use of the public address system for the amusement of staff
- Bottles being thrown from car windows, pushed into the hedgerows and broken on the pavement. Also cans and food wrappers. This pavement is on the way to a children's playground.
- Bags of rubbish dropped on ours and others driveways containing bottles, cans and food wrappings
- Groups of motor scooter enthusiasts meeting and keeping motors running
- Groups of motor cyclists keeping engines running while drinking and eating and holding loud conversations over the engine noise.
- Prolonged sounding of horns
- Loud arguments on the forecourt including the use of bad language.

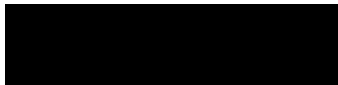
My further observations are:

That although the food is take-away, many motor cyclists and motorists stay on the forecourt to consume the goods.

The evidence from discarded bottles and cans is that alcohol is being drunk while on the road rather than being taken home for responsible consumption.

The petrol station is situated on a single carriageway road that leads to the countryside and villages. This a quiet residential area with local amenities nearby at Compton. The residents are working families (including hospital workers), some families with children and retired people. We have just 8 hours of quiet while the petrol station and attached shop are closed. All of us need our sleep in order to function at work and school.

Yours faithfully

A solid black rectangular box used to redact the signature of Valerie Wood.

Valerie Wood

Mr & Mrs F.E.Hobbs, 120 Bridgnorth Road, Compton, Wolverhampton WV68AG

Dear Sirs,

5 October 2015

Shell Compton, Bridgnorth Road, Compton, Wolverhampton WV6 8AQ

We are writing to register our objection to the application for an extension to the hours for sale of alcohol for consumption off the premises and adding a late night refreshments license at the a/m premises.

The reasons are as follows:-

We are concerned about the increased noise and volume of traffic, particularly in the late evening and during the night in this residential area. We already have to cope with empty food cartons, drink cans and bottles from the eleven food and drinks outlets situated within a quarter of a mile of the Shell Compton filling station. These include 2 Public houses, 2 Supermarkets, 4 Restaurants (Indian, Chinese, Italian and Thai) 1 Pizza House, 1 Fish and chip shop and a Wine and Beer shop).

Providing 24hr access to alcohol at a petrol filling station seems an illogical proposal for customers who arrive (and depart by motor transport).

We would urge the Licensing Authority to refuse this application on safety and nuisance grounds and considering the duplication of facilities already present.

Yours faithfully,


Mr F.E.Hobbs


Mrs.K.M.Hobbs



Dear Sirs,

Shell Compton, Bridgnorth Road, Wolverhampton, WV6 8AQ

I am writing to register my objection to the application for an extension to the hours for the sale of alcohol for consumption off the premises and adding a late night refreshments license by Shell Compton, Bridgnorth Road, Wolverhampton, WV6 8AQ. The basis for this opposition is that extending the hours for the sale of alcohol and providing a late night refreshment license for these premises will not promote the licensing objectives, particularly the prevention of crime, disorder, antisocial behaviour and public nuisance.

The application proposes that alcohol will be sold for consumption off the premises between 00:00am and 24.00pm, seven days a week and to add a late night refreshments Monday to Sunday 23.00 to 05.00 hours.

Granting an extension to the licence will have a detrimental affect to the residents and will encourage disorder, antisocial behaviour and public nuisance in the neighbourhood.

Residents in this area already suffer noise nuisance and antisocial behaviour and it is totally unacceptable to expect them to have this increased by extending the hours for sale of alcohol for consumption of the premises and approve an late night refreshments license.

In view of the above, I would urge the Licensing Authority to refuse the application.

Yours faithfully,

--

from
Jackie James

76 Bridgnorth Road
Compton
Wolverhampton
WV4 5LR

24th September 2015

Licensing Services Reception 14
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1DA

Application for Proposed 24 hour opening for Alcohol
Shell Petrol Station Bridgnorth Road

I wish to object the above application taking into account that not only is this mainly a residential area where a majority of the property's are occupied by elderly residents but also I cannot believe it makes sense to encourage people in cars who are going to a petrol station for fuel to then consider buying alcohol as these two things should not be associated especially during the early hours of the morning.

Surely there are enough off licences within the local area to meet the needs of people who want to purchase alcohol and cannot believe the area needs another premises selling alcohol on a 24/7 basis

I also fear this will encourage people from outside the area to come specifically to the petrol station in the early hours to purchase alcohol with all the associated anti social behaviour and nuisance this will cause

Yours Sincerely


June Shayler
LPA Paul Shayler

112 Bridgnorth Road
Wightwick
Wolverhampton
WV6 8AG

Licensing Services
Reception 14
Wolverhampton C.C.
Civic Centre
St Peters Square
Wolverhampton
WV1 1DA

03/10/15

Dear Sirs,

Re:- Shell Compton, Bridgnorth Rd, Wolverhampton WV6 8AQ.

I am writing to register my objection to the application for an extension to the hours for the sale of alcohol for consumption off the premises and adding of a late night refreshment licence by Shell Compton Bridgnorth Road Wolverhampton WV6 8AQ.

The application proposes that alcohol will be sold for consumption off the premises between 00.00am and 24.00pm, seven days a week and late night refreshment Monday to Sunday 23.00 to 5.00 hours.

Granting an extension to the licence will have a detrimental affect on local residents as it will encourage disorder, antisocial behaviour and public nuisance in the neighbourhood.

The area, which is residential and densely populated, is already well served by existing licensed premises. Residents already suffer noise and some anti social behaviour. On a regular basis smashed glass has to be cleared from the pavement. It is well understood that increased access to alcohol, late at night, can result in disturbance and disruption. The garage, at the moment, generates a substantial amount of litter; the extension would make matters worse.

In view of the above, I urge the Licensing Authority to refuse the application.

Yours faithfully,



Craig Macho



96 Bridgnorth Road
Wolverhampton
WV6 8AG

Licensing Services
Reception 14
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1DA

21st September 2015

Dear Sirs,

Shell Compton, Bridgnorth Road, Wolverhampton, WV6 8AQ

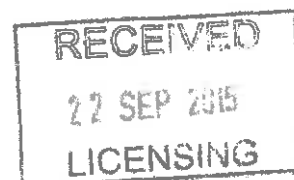
I should like to register my objection to the application for an extension to the hours for the sale of alcohol for consumption off the premises and adding a late night refreshments license by Shell Compton, Bridgnorth Road, Wolverhampton, WV6 8A.

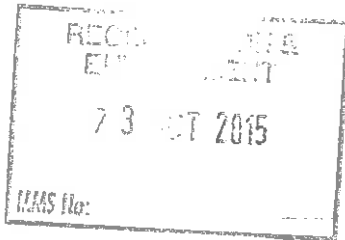
We have to deal with noise and anti-social behaviour from the Shell Petrol Station from morning through the evening. I think it unreasonable for Shell or its partners to expect local residents to put up with this throughout the night too. There is often loud music from car stereos, long blasts from car horns, groups of bikers shouting, car tyres screeching, and other noise from the forecourt. It is unrealistic to assume that this will not be the same during the night.

I work long hours at the New Cross Hospital and would appreciate being allowed to sleep.

I also feel that this will encourage further drink driving.

Yours sincerely
M.A. Wood





74, Bridgnorth Road,
Compton,
Wolverhampton,
WV 6 8AG

Tele: - 01902 762693

Email: micbradshaw@hotmail.com

12th October 2015

Wolverhampton City Council
Licensing Services Reception 14
Civic Centre
St Peters Square
Wolverhampton
WV1 1DA

**Re Shell Petrol Station Bridgnorth Road - Licencing
Application for 24 Hour Opening service to sell alcohol.**

Following a visit to the above station this week-end to purchase a Sunday Newspaper I noticed a very small postcard size notification that an application has been made for a 24 Hour Opening provision for the sale of Alcohol.

I would like to register my objections to this application on the grounds of the environmental and public nuisance effects it would have on the local community. I am also surprised and concerned at the lack of more public notice given to nearby residents in the area and feel that we should have been made more aware of the application.

Yours Faithfully,

Michael Bradshaw.



Licensing Sub-Committee

4 November 2015

Report Title

Licensing Act 2003 – Application for a Premises Licence in respect of House of India, 25 Market Street, Wolverhampton WV1 3AG

Classification

Public

Wards Affected

St Peters

Accountable Strategic Director

Tim Johnson, Education and Enterprise

Originating service

Licensing Services

Accountable employee(s)

Rob Edge

Section Leader (Licensing Services)

Tel

01902 55(0106)

Email

rob.edge@wolverhampton.gov.uk

Recommendation for action or decision:

The Licensing Sub-Committee is requested to consider this application for a new premises licence within the City Centre Cumulative Impact Zone.

1.0 Purpose of Report

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

2.0 Background

2.1 An application has been received on 9 July 2015 from Slater's Bars Ltd, for premises licence in respect of House of India, 25 Market Street, Wolverhampton WV1 3AG and a copy of the application is attached at Appendix 1

2.2 The premises are in St Peters ward and a location plan is attached at Appendix 2.

2.3 The application is in respect of regulated entertainment, and the sale/supply of alcohol on the premises, and late night refreshment; the precise detail of what has been applied for can be found within the operating schedule of the application of the application.

2.6 The House of India is situated within the Cumulative Impact Zone. A copy of the policy and area which it covers is attached at Appendix 3.

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

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

2.8 The following have all made relevant representations and are objecting to the grant of this application citing the Cumulative Impact Policy and the licensing objectives:

- West Midlands Police
- Licensing Authority
- West Midlands Fire Service

Copies of their representations are attached at Appendices 4 - 6

2.9 The applicant, and all those who have made representations have 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 The premises are situated at 25 Market Street, Wolverhampton WV1 3AG, which is within the City Centre Cumulative Impact Zone.
- 3.5 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 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.
- 4.2 The general duties imposed on Licensing Authorities means proper consideration must be given to the Licensing Objectives when determining a premises licence application.
- 4.3 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.
- 4.4 Section 18 of the Licensing Act 2003 provides the Licensing Authority with the power to grant an application, subject to conditions, where appropriate
- 4.5 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.

4.6 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. [SH/17092015/W]

5.0 Human Rights and Equalities Implications

5.1 This report has human rights implications for both the applicants and the residents from the local neighbourhood. Refusal of a licence may have financial implications for a licensee's business and livelihood whereas granting a licence 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.

5.3 The Public Sector Duty of the Equality Act 2010 also requires the Council to pay due regards (i.e. eliminate discrimination, harassment and victimisation; advance equality of opportunity and foster good relations), in any decisions it undertakes

6.0 Financial Implications

6.1 Councillors agreed fees and charges for this function on 21 January 2015; the fees are based on a cost recovery basis. The fee for this application is £190.00, and is non-refundable. [TK/09012015/H]

7.0 **Environmental Implications**

- 7.1 This report has environmental implications, in that there is a potential for disturbance caused by customers using the premises.

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**APPLICATION FOR A PREMISES
LICENCE TO BE GRANTED
UNDER THE LICENSING ACT 2003**

Wolverhampton
City Council



PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We ROHIT KUMAR SAHARAN
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description		<div style="border: 1px solid black; padding: 5px; text-align: center;"> RECEIVED 30 APR 2015 LICENSING </div>	
<u>HOUSE OF INDIA</u> <u>1ST AND 2ND FLOOR</u> <u>25 MARKET STREET</u> <u>CITY CENTRE</u>			
Post town	<u>WOLVERHAMPTON</u>	Postcode	<u>WV1 3AG</u>
Telephone number at premises (if any)	<u>01902 716418</u>		
Non-domestic rateable value of premises	<u>£ 14000</u>		

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

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

- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname SAHARAN			First names ROHIT KUMAR.		
I am 18 years old or over				<input checked="" type="checkbox"/> Please tick yes	
Current postal address if different from premises address		582 PARKFIELD ROAD WOLVERHAMPTON			
Post town WOLVERHAMPTON		Postcode WU4 6EZ			
Daytime contact telephone number		07577459419.			
E-mail address (optional)					

Date received: 30/4/15
 Amount: £190.00
 Cheque
 No. []
 No: LLC/35003967
 Issued by: AC

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 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

Please give a general description of the premises (please read guidance note 1)

A restaurant located on the First floor and second floor.

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

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

B

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

C

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

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon				Please give further details here (please read guidance note 3)	
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

E

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

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10:00	02:00	Please give further details here (please read guidance note 3)		
Tue	10:00	02:00			
Wed	10:00	02:00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	10:00	02:00			
Fri	10:00	02:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	10:00	02:00			
Sun	10:00	02:00			

G

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

H

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

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	23'00	02'00			
Tue	23'00	02'00			
Wed	23'00	02'00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur	23'00	02'00			
Fri	23'00	02'00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	23'00	02'00			
Sun	23'00	02'00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)					
Mon	10:00	01:30						
Tue	10:00	01:30						
Wed	10:00	01:30						
Thur	10:00	01:30				Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	10:00	01:30						
Sat	10:00	01:30						
Sun	10:00	01:30						

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

Name	ROHIT KUMAR SAHARAN
Address	582 Parkfield Road Parkfields Wolverhampton
Postcode	WV4 6EL
Personal licence number (if known)	PER 2495
Issuing licensing authority (if known)	Wolverhampton City Council

K

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

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	06:00	02:00	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p>
Tue	06:00	02:00	
Wed	06:00	02:00	
Thur	06:00	02:00	
Fri	06:00	02:00	
Sat	06:00	02:00	
Sun	06:00	02:00	

M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

HEALTH + SAFETY Req^s upheld.

b) The prevention of crime and disorder

WE INTEND TO HAVE CCTV. TRAIN STAFF HOW TO DEAL WITH DISTURBANCES SHOULD THEY OCCUR. AFTER 12 MONTHS WE WILL REVIEW THE SECURITY SITUATION.
WE WILL TRY AND CONTROL ANY SUCH PROBLEMS PEACEFULLY. WE WILL WORK CLOSELY WITH POLICE IF/WHEN NECESSARY.

c) Public safety

COMPLETE FIRE SYSTEM WILL BE INSTALLED. HEALTH + SAFETY REGULATIONS WILL BE UPHELD.
IF SOMEONE IS INTOXICATED UPON ENTRY – ENTRY WILL BE REFUSED, FOR SAFETY OF MEMBERS OF THE PUBLIC, WITHIN THE RESTAURANT.

d) The prevention of public nuisance

SAME AS ABOVE. NOISE SUCH AS MUSIC IN THE RESTAURANT WILL NOT BE HIGH, ESPECIALLY NOT TO BE HEARD BY OTHER NEIGHBOURS.

e) The protection of children from harm

*YOUNG CHILDREN TO BE ACCOMPANIED BY ADULTS,
NO GAMBLING OF ANY KIND ALLOWED ON PREMISES.

Checklist:

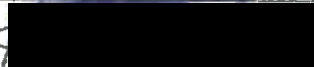
Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.


IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11). If signing on behalf of the applicant, please state in what capacity.

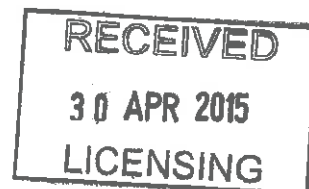
Signature *	
Date	30/5/15
Capacity	Applicant

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	29/04/15
Capacity	

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

Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			



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Wolverhampton City Council

House of India
25 Market Street

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

Plan Produced
23.9.2015
Scale 1:1,250

08:50
23/09/2015

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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.

From: Elaine Moreton
Sent: 29 May 2015 14:09
To: Rob Edge
Subject: RE: PRE1272 House of India, 1st & 2nd Floor, 25 Market Street, City Centre, WV1 3AG- New Premises Licence Application

The Licensing Authority is making formal representations to the above application for a premises licence as the premises falls within the city centre CIZ 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 Licensing Authority is currently in consultation with the applicant in order to clarify and address the steps the applicant is proposing to promote the licensing objectives.

Should the applicant agree to amend his operating schedule following mediation I will forward this to you.

Regards

Elaine Moreton
Section Leader - Licensing
Tel. Office: 01902 555033

E-mail: Elaine.Moreton@wolverhampton.gov.uk
Wolverhampton City Council

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From: WV Licensing [mailto:wv_licensing@west-midlands.pnn.police.uk]
Sent: 28 May 2015 13:40
To: Anita Chonk
Subject: RE: PRE1272 House of India, 1st & 2nd Floor, 25 Market Street, City Centre, WV1 3AG- New Premises Licence Application

Dear Anita

Thank you for your email informing us of the deferred date for the application process relating to the above.

Please note we are currently working in mediation with the client for the premise.

As this House of India currently sits within the CIZ city centre area, Police make representations in relation to crime and disorder at the location of the proposed premise.

Kind Regards

**Licensing Department.
Wolverhampton Central Police Station
Bilston Street
Wolverhampton
West Midlands
WV1 3AA**

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Fire Service Headquarters
99 Vauxhall Road, Birmingham B7 4HW
@WestMidsFire #RTB

Fire Safety Centre, Vauxhall Road, Birmingham, B7 4HW

For the Attention of Ellaine Moreton

licensing@wolverhampton.gov.uk

Date: 2 June 2015
Your Ref:
Our Ref: 7M378LJP/LICI4R/SM/AMH
Tel No: 0121 380 7500
Please ask for: Shaun Messer

Dear Sir/Madam

Licensing Act 2003

**House of India, 1st and 2nd Floor, 25 Market Street, City Centre, Wolverhampton
WV1 3AG**

I refer to the application for a **premises licence** made in respect of the above premises.

The relevant areas of the premises have been inspected and I have to inform you that the fire precautions relating to the application are insufficient to adequately promote the licensing objective "Public Safety".

The Fire Authority hereby makes representation to the **grant** in this instance due to the reasons detailed below:

The second floor has only one emergency escape route and the travel distance from the furthest point on the second floor to the final exit on the ground floor is approx 25 metres. The maximum allowance for this type of normal risk for only one exit route is 18 metres.

The frontage of the second floor had a section of normal glass framed windows to let in light and is a viewing point to the outside. This is set back overlooking the front area of the first floor, the window set was not of the same fire resisting quality as the wall and would therefore not stand up to the same amount of heat and smoke resistance as the rest of the building.

The main stairway is of wooden construction to both floors, although the underside of the stairway was not inspected at the time of the visit, it must be emphasized that the stairway must be under drawn with suitable fire resisting material.

The representation will not be withdrawn until this Authority is satisfied that the fire precautions relating to the application are of such a standard to adequately promote the Public Safety licensing objective. Should any required works be completed prior to the date of any hearing, the applicant must inform the Fire Authority at least 5 days before that hearing in order for an inspection to be carried out to determine if the representation can be withdrawn.

Mobile No: 07973 810315 Email: shaun.messer@wmfs.net



Prevention Protection Response

Making West Midlands Safer

WEST MIDLANDS FIRE SERVICE

www.wmfs.net

Should you require any further information regarding this matter please contact me at the address given above.

Yours faithfully

A black rectangular redaction box covers the signature of Shaun Messer. A small portion of a handwritten signature is visible on the left edge of the box.

Shaun Messer
Fire Safety Inspector