

## Licensing Officer's Report



## **LICENSING SUB-COMMITTEE**

#### REPORT

8 September 2017

Subject heading: **Station Lane Express** 

89 Station Lane, Hornchurch, RM12

**Premises Licence Variation** Report author and contact details:

Kasey Conway, Licensing Officer 5<sup>th</sup> floor Mercury House

licensing@havering.gov.uk

This application for a variation to a premises licence is made by Mr Jacob Kattooparambil Cherian under section 34 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 24/07/2017.

#### Geographical description of the area and description of the building

This premises is a semi-detached convenience store situated within a parade of shops in Station Lane. It is situated 251 meters east of the junction with High Street. There are residential properties above, to the left of the shop and opposite.

A map of the area is attached.

#### **Details of the application**

Current premises licence hours:

Day	Start	Finish
Monday	08:00	20:00
Tuesday	08:00	20:00
Wednesday	08:00	20:00
Thursday	08:00	20:00
Friday	08:00	20:00
Saturday	08:00	20:00
Sunday	08:00	20:00

#### Variation applied for:

Day	Start	Finish
Monday	08:00	23:00
Tuesday	08:00	23:00
Wednesday	08:00	23:00
Thursday	08:00	23:00
Friday	08:00	23:00
Saturday	08:00	23:00
Sunday	08:00	23:00

#### Comments and observations on the application

The applicant acted in accordance with regulations 25 and 26 of *The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005* relating to the advertising of the application. The required public notice was installed in the 4<sup>th</sup> August 2017 edition of the Yellow Advertiser.

The premise currently carries out licensable activity between the hours of 08:00 to 20:00.

Even though the shop is outside of Hornchurch Town Centre, it still falls within St Andrews ward which forms part of St Andrews Cumulative Impact Zone.

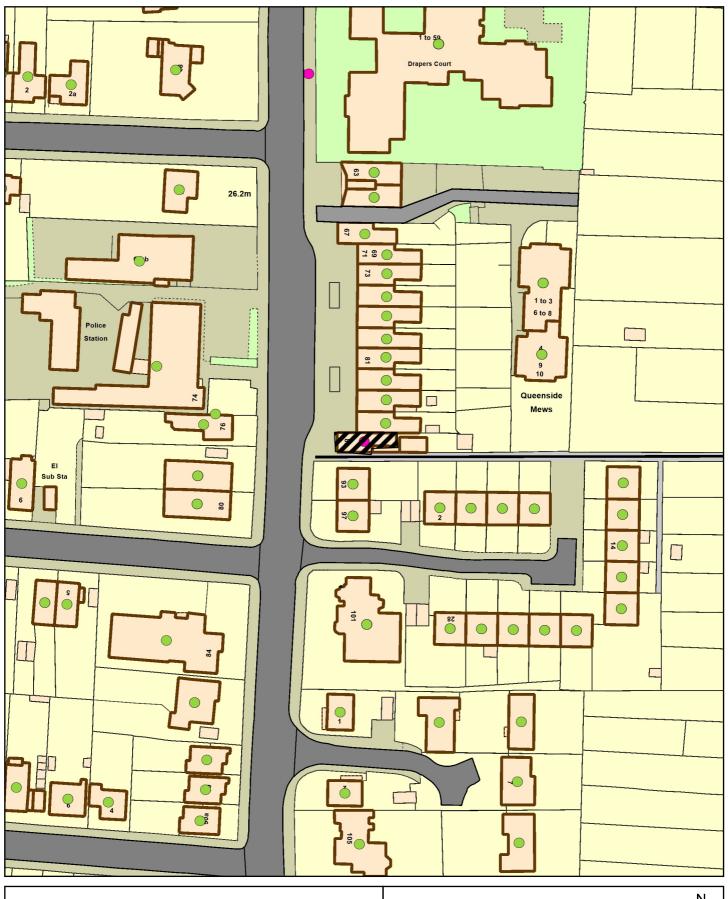
#### Summary

There were 0 representations against this application from interested persons.

There were 1 representation against this application from responsible authorities. Licensing Authority.



Map of the area



**Station Lane Express** 





Scale: 1:1000 Date: 25 July 2017 5 10 15 metres



London Borough of Havering Town Hall, Main Road Romford, RM1 3BD Tel: 01708 434343

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## **Copy of Application**



## Havering Application to vary a premises licence Licensing Act 2003

For help contact

licensing@havering.gov.uk

Telephone: 01708 432777

\* required information Section 1 of 17 You can save the form at any time and resume it later. You do not need to be logged in when you resume. This is the unique reference for this Not Currently In Use System reference application generated by the system. You can put what you want here to help you Your reference track applications if you make lots of them. It is passed to the authority. Put "no" if you are applying on your own Are you an agent acting on behalf of the applicant? behalf or on behalf of a business you own or work for. No C Yes **Applicant Details** Jacob \* First name \* Family name Kattooparambil Cherian keviljacob@yahoo.co.uk \* E-mail Include country code. 07429907048 Main telephone number Other telephone number Indicate here if you would prefer not to be contacted by telephone Are you: X Applying as a business or organisation, including as a sole trader A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are Applying as an individual applying so you can be employed, or for some other personal reason, such as following a hobby. **Applicant Business** Note: completing the Applicant Business Is your business registered in X Yes No section is optional in this form. the UK with Companies House? Registration number If your business is registered, use its **Business** name registered name. Put "none" if you are not registered for VAT. **VAT** number Legal status

Your position in the business Home country  Registered Address Building number or name Street District City or town County or administrative area Postcode Country  United Kingdom  Section 2 of 17  APPLICATION DETAILS This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates, if you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003. I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.  * Premises Licence Number Oil 1955 Are you able to provide a postal address, OS map reference or description of the premises?  (* Address Of Premises Building number or name By Street Station Lane District City or town Homchurch County or administrative area Essex Postcode RM12 6JU United Kingdom  Premises Contact Details Telephone number O7429907048	Continued from previous page	
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County or administrative area	District	
Postcode  RM12 6JU  Country  United Kingdom  Premises Contact Details	City or town	Hornchurch
Country  Premises Contact Details	County or administrative area	Essex
Premises Contact Details	Postcode	RM12 6JU
	Country	United Kingdom
Telephone number 07429907048	Premises Contact Details	
	Telephone number	07429907048

Continued from previous page.	•••		
Non-domestic rateable value of premises (£)	13,250		
Section 3 of 17			Copyright annual section
VARIATION			
Do you want the proposed variation to have effect as soon as possible?	(• Yes	( No	
Do you want the proposed vintroduction of the late night		n relation to the	
C Yes	No     No		You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend			
could be relevant to the licer provide a place for consump proximity to the premises.	kample the type of prensing objectives. Where tion of these off-suppli	mises, its general situ your application inc es, you must include	ation and layout and any other information which ludes off-supplies of alcohol and you intend to a description of where the place will be and its
This is an off license and con be able to stock beers, ciders			ne or spirit from 35cl and above, beer in single and f up to 9%.
Section 4 of 17			
PROVISION OF PLAYS			
Will the schedule to provide vary is successful?	plays be subject to cha	nge if this application	n to
← Yes	♠ No		
Section 5 of 17			
PROVISION OF FILMS			
Will the schedule to provide vary is successful?	films be subject to cha	nge if this applicatior	n to
	♠ No		
Section 6 of 17			
PROVISION OF INDOOR SPO	ORTING EVENTS		
Will the schedule to provide this application to vary is suc		be subject to change	e if

Continued from previous	page		No
Section 7 of 17			
PROVISION OF BOXING	G OR WRESTLING ENTERTAI	NMENTS	
	ovide boxing or wrestling ente ation to vary is successful?	ertainments be subject	
C Yes	No		
Section 8 of 17			
PROVISION OF LIVE M	USIC		
Will the schedule to pro application to vary is su	ovide live music be subject to ccessful?	change if this	
C Yes	No		
Section 9 of 17			
PROVISION OF RECOR	DED MUSIC		
Will the schedule to pro application to vary is su	ovide recorded music be subjeccessful?	ect to change if this	
C Yes	No		
Section 10 of 17			
PROVISION OF PERFO	RMANCES OF DANCE		
Will the schedule to pro this application to vary	ovide performances of dance l is successful?	be subject to change if	
C Yes	No		
Section 11 of 17			
PROVISION OF ANYTH DANCE	ING OF A SIMILAR DESCRIPT	TION TO LIVE MUSIC, RECORDED MUSIC OR	PERFORMANCES OF
	ovide anything similar to live r be subject to change if this a		
← Yes	<ul><li>No</li></ul>		
Section 12 of 17			
PROVISION OF LATE N	IGHT REFRESHMENT		
Will the schedule to pro this application to vary	ovide late night refreshment b is successful?	pe subject to change if	
← Yes	No     ■		
Section 13 of 17			
SUPPLY OF ALCOHOL			
Will the schedule to sup vary is successful?	oply alcohol be subject to cha	ange if this application to	
	○ No		

Continued from previous page				
<b>Standard Days And Timings</b>				
MONDAY				Provide timings in 24 hour clock
Start	08:00	End	23:00	(e.g., 16:00) and only give details for the days
Start	08:00	End		of the week when you intend the premises to be used for the activity.
TUESDAY				
Start	08:00	End	23:00	
Start	08:00	End	23:00	
WEDNESDAY	·		n	
Start	08:00	End	23:00	
		End	23:00	
THURSDAY				
	08:00	End	23:00	
	08:00	End	23:00	
	06.00	LIIG	23.00	
FRIDAY	00.00	F.,	22.00	
	===	End	23:00	
	08:00	End	23:00	÷
SATURDAY				
		End	23:00	
Start	08:00	End	23:00	
SUNDAY				
Start	08:00	End	23:00	
Start	08:00	End	23:00	
Will the sale of alcohol be for o	onsumption?			
○ On the premises	• Off the premises	Both		If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.
State any seasonal variations.				
For example (but not exclusive	ely) where the activity will occ	ur on	additional day	rs during the summer months.
None				

Continued from previous po	1ge			
Non-standard timings. Wl list below.	here the prem	ises will be used for the su	pply of alcoh	ol at different times from those listed above,
For example (but not excl	lusively), whe	e you wish the activity to g	go on longer (	on a particular day e.g. Christmas Eve.
None				
Section 14 of 17				
ADULT ENTERTAINMENT	Γ			
premises that may give ris	se to concern	in respect of children.		t or matters ancillary to the use of the
give rise to concern in res	pect of childre	en, regardless of whether y	ou intend ch	lary to the use of the premises which may ildren to have access to the premises, for bups etc gambling machines etc.
None				
Section 15 of 17			100	
HOURS PREMISES ARE O	PEN TO THE	PUBLIC		
Standard Days And Tim	ings			
MONDAY				Provide timings in 24 hour clock
S	Start 08:00	End	23:00	(e.g., 16:00) and only give details for the days
9	Start 08:00	End	23:00	of the week when you intend the premises to be used for the activity.
TUESDAY				
5	Start 08:00	End	23:00	
9	Start 08:00	End	23:00	
WEDNESDAY				
	Start 08:00	End	23:00	
	Start 08:00	End	23:00	
THURSDAY	00,00			
	Start 08:00	End	23:00	
	7			
	Start 08:00	End	23.00	
FRIDAY	[2		22.22	
	Start 08:00	End		
	Start 08:00	End	23:00	

Continued from previous page		
SATURDAY		
Start	08:00	End 23:00
Start	08:00	End 23:00
SUNDAY		
Start	08:00	End 23:00
Start	08:00	End 23:00
State any seasonal variations.		
	ly) where the activity will occι	ur on additional days during the summer months.
None	,,	
	ou intend to use the premises	s to be open to the members and guests at different times from
those listed above, list below.		
	ly), where you wish the activit	ty to go on longer on a particular day e.g. Christmas Eve.
None		
Identify those conditions currer proposed variation you are seel		which you believe could be removed as a consequence of the
1. The premises shall not stock	and beers, ciders, lagers or sp	pirit-mixed drinks with an ABV over 5.5%.
2. The premises shall not stock more.	any cans/bottles of lager, cid	er, beer or spirit-based mixers unless they are in packs of four or
3. No bottles of wine or spirits I	less than 75cl shall be sold off	f the premises.
	ises licence	
☐ I have enclosed the releva	ant part of the premises licend	ce
Reasons why I have failed to en	close the premises licence or	relevant part of premises licence.
Section 16 of 17		
LICENSING OBJECTIVES		
Describe the steps you intend t	to take to promote the four lie	censing objectives:

#### Continued from previous page...

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

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

Provide effective training to all staff such that they are made aware of all 4 licensing objectives. Specific attention to the following: to not entertain drunk/ disorderly behavior by anyone on the premises, preventing the use and sale of illegal drugs on the premises, not to sell alcohol/ cigarettes to anyone under age, prevent any anti-social/ violent behavior and to make sure it is reported to the authorities and finally child safety to be made priority.

Under age – implement a strict "Challenge 25" information to prevent the supply of alcohol to under-age drinkers. To provide good training for staff on the Licensing Act (Training Record)

Operating Schedule providing the hours of operation and licensable activities during those hours

We have CCTV installed in the shop and roller metal window shutters to ensure that the shop is secure at all times. As a licensed premise, we know that it is necessary to carry out our functions or operate their businesses with a purpose of promoting these objectives. We promise to support these objectives through their operating schedules and other measures (including staff training and qualifications, policies, and strategic partnerships with other agencies).

#### b) The prevention of crime and disorder

We have installed CCTV (with a 30 day backup) to monitor both the entrance and exit and other parts of the premises. Should there be any occasion that customers are intoxicated or drunk to make sure alcohol is not sold to them. To be vigilant and prevent the use of illegal drugs/ substances are not used/sold in the retail unit area. A clear and legible notice outside the premises indicating the normal hours under the terms of the premises license during which licensable activities are permitted. Staff will be well trained in asking customers to use premises in an orderly and respectful manner and prevent drinking alcohol in the shop.

#### c) Public safety

Internal and external lighting fixed to promote the public safety objective. Well trained staff adherence to environmental health requirements. Training and implementation of underage ID checks. A log book or recording system shall be kept upon the premises in which shall be entered particulars of inspections made; those required to be made by statute, and information compiled to comply with any public safety condition attached to the premises licence that requires the recording of such information. The log book shall be kept available for inspection when required by persons authorised by the Licensing Act 2003 or associated legislation. All parts of the premises and all fittings and apparatus therein, door fastenings and notices, lighting, heating, electrical, sanitary accommodation and other installations, will be maintained at all times in good order and in a safe condition.

#### d) The prevention of public nuisance

Noise – as we are in an area in which there are residence close by make sure customers are aware to keep noise on a minimum especially after 9pm. Keeping the windows and doors closed to reduce noise but also remembering to keep the premises well ventilate and also not to block any fire exists in an event of a fire. Ensuring that equipment, e.g. kitchen extraction, refrigerators and air conditioning units are regularly maintained to make sure they are working properly and not causing noise problems. All staff will be trained not to empty the bin and glass waste late in the evening. You are encouraged to build and maintain good relationships with local people and be proactive about controlling noise from your premises.

#### Odour and Litter –

To minimise the possibility of nuisance, reasonable care should be taken to ensure that:

- Waster bins are sealed and are in suitable size for the business
- Waste is regularly disposed and collected.
- · Kitchens are provided with grease-traps and are cleaned regularly to prevent blockages. Food waste should not be put into the drainage system

Light - Turn off lighting when it's not in use or consider using a time-switch where possible and Carefully consider where the light is located and aim the beam away from sensitive premises and transport routes.

#### Continued from previous page...

Maintain high level of hygiene at all times, Cut down on the use of promotional leaflets and publicity materials. Only hand flyers directly to members of the public and avoid putting leaflets on vehicle windscreens, encourage customers to dispose of their litter responsibly using posters and displays inside your premises and on bins.

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

"Challenge 25" sign which is a retailing strategy that encourages anyone who is over 18 but looks under 25 to carry acceptable ID (a card bearing the PASS (Proof of Age Standard Scheme) hologram, a photographic driving license or a passport) if they wish to buy alcohol or tobacco. Well trained staff about requirement for persons' identification, age establishment etc. All the details provided in Training Record Book available the retail unit.

Incident book will be kept upon the premises all the time, to make sure the following are recorded whenever a sale is refused:

- Time
- Date
- Type of alcohol attempted to be purchased
- A description of the child or the individual
- Type of ID presented to you (if any provided)

Make sure the staff are training on guidance provided by Home Office to spot fake ID's.

#### Section 17 of 17

#### PAYMENT DETAILS

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

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

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

Band A - No RV to £4300 - £100.00

Band B - £4301 to £33000 - £190.00

Band C - £33001 to £87000 - £315.00

Band D - £87001 to £125000 - £450.00\*

Band E - £125001 and over - £635.00\*

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

Band D - £87001 to £125000 - £900.00

Band E - £125001 and over - £1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999 - £1,000.00

Capacity 10000 -14999 - £2,000.00

Capacity 15000-19999 - £4,000.00

Capacity 20000-29999 - £8,000.00

Capacity 30000-39999 - £16,000.00

Capacity 40000-49999 - £24,000.00

Capacity 50000-59999 - £32,000.00

Capacity 60000-69999 - £40,000.00

Capacity 70000-79999 - £48,000.00 Capacity 80000-89999 - £56,000.00

Capacity 90000 and over - £64,000.00

\* Fee amount (£)

190.00

#### DECLARATION

Continued from previous page	•
	ence, liable on conviction to a fine up to level 5 on the standard scale, under Section 158 of the eafalse statement in or in connection with this application.
☐ Ticking this box indic	ates you have read and understood the above declaration
This section should be comp behalf of the applicant?"	leted by the applicant, unless you answered "Yes" to the question "Are you an agent acting on
* Full name	Jacob Kattooparambil Cherian
* Capacity	Band B
* Date	24 / 07 / 2017
\$	dd mm yyyy
Full name	Kevil Jacob
* Capacity	Band B
* Date	24 / 07 / 2017 dd mm yyyy
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APPLICANT: Jacob Kattooparambil Cherian PREMISES: 89 Station Lane, Hornchurch, RM12 6JU

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Full details of the application can be inspected at the address noted below

Any representations by an interested party or responsible authority regarding this application can be made to

London Borough of Havering, Licensing Team, Town Hall Main Road, ROMFORD RM1 3RD

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# Representation from Responsible Authority



#### Licensing Act 2003 Responsible Authority representation

This representation is made by a responsible Authority for the London Borough of Havering concerning an application for a temporary event notice for the premises as detailed below.

Premises Name and address: Station Lane Express, 89 Station Lane, Hornchurch,

**RM12 6JU** 

Your Name: Paul Campbell

Organisation name/name of body you represent: London Borough of Havering

**Licensing Authority** 

Your Address:

Town Hall, Main Road, Romford, RM1 3BD

Email:

licensing@havering.gov.uk

Contact telephone number: 01708 432777

**Summary of Objection:** In this application is to vary the Premises Licence, the applicant has asked to remove conditions placed on the premises licence by a Licensing Sub-Committee in 2012 and to extend the hours which were also imposed at that time. No reference is made in the operating schedule directly relating to the conditions asked to

be removed or extended hours.

They have also failed to acknowledge that the venue is in a communitive impact area outlined in Havering's Statement of Licensing Policy and what measures will be put into place to make this application an exception to the policy.

#### **Policy Considerations**

- 1.7 Applicants for premises licences should be aware of the expectations of the licensing authority and the responsible authorities as to the steps for the promotion of the licensing objectives, and to demonstrate knowledge of their local area when describing the steps they propose to take to promote the licensing objectives.
- 4.1 The licensing objectives

The prevention of crime and disorder

Public safety

The prevention of public nuisance

The protection of children from harm

are at the heart of the licensing regime. Applicants must demonstrate in their operating schedules as part of an application how they will address each objective. The Licensing Authority will make decisions about applications, variations and reviews based on the promotion of the same objectives. Those making representations to the Licensing subcommittee must base them on the Licensing objectives.

- 4.3 The completion of a full and detailed operating schedule will give those reading the application greater confidence that the applicant seeks to make a positive contribution and is demonstrating a commitment to both those living in the vicinity and the licensing objectives. Applicants are expected to:
- ☐ Demonstrate knowledge of the local area when describing the steps they propose to take to

promote the licensing objectives;
☐ Undertake enquiries about the area in which the premises are situated to inform the content of the application;
<ul> <li>Obtain sufficient information to enable them to demonstrate, when setting out the steps they propose to take to promote the licensing objectives, that they understand;</li> <li>The layout of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children congregate.</li> <li>Any risk posed to the local area by the applicants' proposed licensable activities;</li> <li>Any local initiatives (for example, local crime reduction initiatives or voluntary schemes</li> </ul>
including local taxi-marshalling schemes, street pastors and other schemes) which may help to mitigate potential risks.  Applicants are also expected to include positive proposals in their application as to how they will manage any potential risks.
4.4 Where specific policies apply in the area (for example, a Cumulative Impact Policy), applicants are also expected to:
☐ Demonstrate an understanding of how the Policy impacts on their application,☐ Identify any measures they will take to mitigate the impact, and
☐ Confirm why they consider their application should be an exception to the Policy.
4.6 Lists of questions which should be considered in operating schedules are included in Appendix 2. A model pool of conditions which can also be of assistance is included at Appendix 4.
4.8 The failure by an applicant to clearly and fully demonstrate in the operating schedule that they have properly considered the promotion of the four licensing objectives is a legitimate concern should the application come before the Licensing sub-committee.
5.0 Location and Special Policies eg Cumulative Impact. Licensing Policy 1 In considering applications for new licences, variations to existing licences and licence reviews the Licensing Authority will take the matters listed below into account:  whether the premises is located in an area of cumulative impact;
the type of premises and their cumulative impact on the area and the mix of premises in the area;
□ the location of the premises and the character of the area;
☐ the views of the responsible authorities;
☐ the views of other persons;
□ past compliance history of current management;
the proposed hours of operation;
the type and number of customers likely to attend the premises;
□ whether the applicant is able to demonstrate commitment to a high standard of management, for example through active participation in the Safe and Sound meetings and pub watch.
Licensing Policy 2 The Licensing Authority has adopted a special Policy relating to Cumulative Impact in relation to:
□ Romford town centre within the ring road □ St Andrews Ward
LI OLAHMICHS HUIG

This Policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that will to add to the existing cumulative impact, will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact and not impact adversely on the promotion of the licensing objectives. The exception to this policy will be for applications for restaurants where alcohol is sold ancillary to a table meal and the terminal licensing hour is in line with the Policy.

- 5.1 The effect of adopting a special Policy of this kind is to create a rebuttable presumption that where representations are received applications will normally be refused unless the applicant can demonstrate, in their operating schedule, that there will be no adverse cumulative impact on the licensing objectives
- 5.3 This special Policy is not absolute. The circumstances of each application within the cumulative impact area will be considered upon its own merits and the Licensing Authority shall permit licences and certificates that are unlikely to add to the cumulative impact on the licensing objectives to be granted.

5.5 Examples of applications that the Licensing Authority may consider as exceptional may include, though not are limited to:  ☐ Small premises with a capacity of 50 persons or less only intending to operate during hours specified in Licensing Policy 7
<ul> <li>□ Premises which are not alcohol led and operate only within the hours specified in Licensing Policy 7 such as coffee shops.</li> <li>5.6 Examples of factors the Licensing Authority will <b>not</b> consider as exceptional include:</li> <li>□ Premises will be well managed and run</li> </ul>
□ Premises will be constructed to a high standard
□ Applicant operates similar premises elsewhere without complaint
□ Similar premises operate in the area.
Licensing Policy 10 The Licensing Authority expects licensees to operate to the highest standards of

The Licensing Authority expects licensees to operate to the highest standards of management, and to cooperate with responsible authorities to prevent:

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□ Drun	kenness	on pr	emises:
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□ Irresponsible	drinks	promotions
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#### **Licensing Policy 19**

The Licensing Authority will require consideration of measures to protect children from harm to be reflected in the operating schedule where applicants identify the need, having regard to their type of premises or licensable activities. Applicants for premises licences and club premises certificates authorising the admission of children without accompanying responsible adults will be required to submit a safeguarding children protection Policy detailing the steps to be taken to ensure that children in their charge will be protected from harm when on licensed premises or engaged in activities relating to the licence.

7.19 The Licensing Authority also recognises that children are one of the most vulnerable groups in our society and that some activities associated with the licensed premises are not appropriate for children. The Licensing Authority will be looking for management arrangements to be in place to address this. Following relevant representations, it will consider the imposition of additional controls by way of licence conditions where activities take place on the premises may present as risk of physical, moral or psychological harm to children. It will also look for strict controls in place to prevent the sale of alcohol to underage children especially in relation to off- licence premises.

#### Representation

I wish to make representation as a Responsible Authority against the application under the Licensing Objective Grounds of the Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and the Protection of Children from Harm.

The premises at 89 Station Lane is at the moment a convenience store which is permitted to sell alcohol for off supply Monday to Sunday 08:00 to 20:00. It is located in a parade of shops which has residential properties above. It is in St Andrews Ward which is highlighted in Havering's Licensing Policy as an area of communitive impact.

Varying a licensed to a premises in Hornchurch without the correct conditions on their licence and procedures in place will add to the communitive impact area in a negative way. This application requesting longer licensed hours will create additional disturbance for neighbours and additional hours where children have to be protected from harm.

This venue applied for a Premises Licence in August 2012 for the sale of alcohol Monday to Sunday 06:00 to 23:00 objections were received at that time from Police, Licensing Authority and Interested Parties. A hearing of the Licensing Sub-Committee took place on 27<sup>th</sup> September 2012 where conditions and reduced times were imposed on the licence. A copy of that decision notice is attached as part of my representation.

The premises was transferred on 7<sup>th</sup> August 2014 with a second transfer to Mr Jacob Cherian the current licence holder on 4<sup>th</sup> May 2017 and this application to vary the licence two months later on 24<sup>th</sup> July 2017.

The premises have been operating as a convenience store/off licence without issue since September 2012.

Havering's Licensing Policy 1.7

"demonstrate knowledge of their local area when describing the steps they propose to take to promote the licensing Objectives"

This application it does not make any reference to Havering's licensing policy, it does not mention St Andrews communitive impact area, no additional information has been received even though this fact was highlighted to the applicant in my email and letter when acknowledging receipt of the application on 27<sup>th</sup> July 2017.

Havering's Licensing Policy 4.3

This lays out expectations on an applicant so that any person reading the application will understand how this application will make a positive commitment to persons living in the vicinity and the licensing objectives.

This application does not do this and the items listed in the policy are not addressed in the document.

Havering's Licensing Policy 4.4  This lays out three points relating to a communitive impact area  Demonstrate an understanding of how the Policy impacts on their application, Identify any measures they will take to mitigate the impact, and Confirm why they consider their application should be an exception to the Policy.  This application does not address these points
Havering's Licensing Policy 4.6 This is a list of questions which should be considered by all applicants in their operating schedule – These questions are in the policy to assist applicants in making a full and meaningful application – This application askes for conditions to be removed and additional times but does not address these conditions in the operating schedule or the measures that will be in place relating to these conditions to promote the four licensing objectives.
Havering's Licensing Policy 4.8  The failure by an applicant to clearly and fully demonstrate in the operating schedule that they have properly considered the promotion of the four licensing objectives is a legitimate concern should the application come before the Licensing sub-committee.
Havering's Licensing Policy 5.1 Creates a rebuttable presumption that when representations are received applications will normally be refused unless the applicant can demonstrate, in their operating schedule, that there will be no adverse cumulative impact on the licensing objectives. — It is my opinion that the operating schedule in this application does not address the communitive impact in any way, on this point alone consideration should be given to rejecting this application.
Havering's Licensing Policy 5.3 Reminds us that the policy is not absolute and each application should be dealt with on its own merits – This application should be judged on its own merits it is my opinion that this application does not address the items it is asking to vary.
Havering's Licensing Policy 5.5 & 5.6 Help an applicant to include things that may be considered as exceptional – none of these are included in the application
This application is inadequate for a premises licence located in an area of communitive impact (St Andrews Ward).
I urge the Licensing Sub-Committee to follow Havering's Licensing Policy (5.0 Location and Special Policies e.g. Cumulative Impact) and refuse this application.
If refused and if the applicant wishes they can then make a fresh application with complete and full information the operating schedule will be complete to a standard that will limit any negative impact on the vicinity. Appropriate conditions can be offered in the application so that problems do not arise in the future if the licence is transferred to another person/body.

#### Complaint and Inspection History (if applicable)

#### Other documents attached

Email sent 27<sup>th</sup> July 2017 to agent. Acknowledgment letter attached to the above email.

V. Ellen

Signed

dated 02/08/2017

#### **Taiwo Adeoye**

From: Paul Campbell

Sent: 25 July 2017 10:50

To: 'keviljacob@yahoo.co.uk'

Subject: Vary Premises Licence Application

**Attachments:** PPC06051.doc

#### Licensing Act 2003 – Vary Premises Licence Application Station Lane Express, 89 Station Lane, Hornchurch, RM12 6JU

Please find attached the acknowledgment letter for the application to vary the premises licence at the above venue Please note the comments in the letter regarding the communitive impact area

#### **Paul Campbell – Licensing Specialist**

London Borough of Havering – Public Protection Town Hall, Main Road, Romford, RM1 3BB

*t* 01708 432766

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For Attention of 89 Station Lane Hornchurch RM12 6JU

#### **Public Protection**

London Borough of Havering Mercury House, Mercury Gardens Romford RM1 3SL

**Telephone: 01708 432766** Fax: 01708 432554

email: paul.campbell@havering.gov.uk
Text Relay for the deaf, speech impaired or
hard of hearing: 18001 01708 432777

Date: 25 July 2017

Your Reference:

My Reference: PPC/019335

Dear Sir/Madam

#### Licensing Act 2003 Station Lane Express, 89 Station Lane, Hornchurch, RM12 6JU

I acknowledge receipt of your application to vary the premises licence and confirm that your application was received by this Authority on 24<sup>th</sup> July 2017. The Licensing Authority will start to process your application from this date.

Should you require any further information, please contact the officer named below by any of the methods mentioned above.

The location of the premises in this application is in St Andrews Ward which is outlined in the London Borough of Havering's Licensing Policy as a Communitive Impact Area.

This does not appear to have been addressed in the application.

You may wish to amend your application to address this point.

Yours faithfully

Paul Campbell

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