



Haverling

LONDON BOROUGH

LICENSING SUB-COMMITTEE (FAMILY BARGAINS)

AGENDA

2.30 pm	Thursday 23 February 2012	Council Chamber - Town Hall
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Members 3: Quorum 2

COUNCILLORS:

Peter Gardner (Chairman)
Linda Van den Hende
Denis Breading

**For information about the meeting please contact:
Andrew Beesley
andrew.beesley@haverling.gov.uk 01708 432437**

AGENDA ITEMS

1 APOLOGIES FOR ABSENCE AND ANNOUNCEMENT OF SUBSTITUTE MEMBERS

(if any) - receive

2 DECLARATION OF INTERESTS

Members are invited to declare any interest in any of the item on the agenda at this point of the meeting. Members may still declare an interest in an item at any time prior to the consideration of the matter.

3 CHAIRMAN'S ANNOUNCEMENT

The Chairman will announce details of the arrangements in case of fire or other events that might require the meeting room or building's evacuation.

4 REPORT OF THE CLERK (Pages 1 - 6)

5 REPORT OF THE LICENSING OFFICER (Pages 7 - 38)

Application for a premises licence for Family Bargains, Unit 6A The Brewery Shopping Centre, Waterloo Road, Romford, RM1 1AU

**Ian Buckmaster
Committee Administration & Member Support
Manager**

LICENSING SUB-COMMITTEE

REPORT

23 February 2012

Subject Heading:

Procedure for the Hearing: Licensing Act 2003

Report Author and contact details:

Andrew Beesley (01708) 432437
e-mail: andrew.beesley@havering.gov.uk

Members are advised that, when considering an application to vary a premises licence, the following options are available to them by virtue of the Licensing Act 2003, Part 3, section 35, paragraphs 3 and 4:

"Where relevant representations are made, the authority must

- (a) hold a hearing to consider them, unless the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary, and
- (b) having regard to the representations, take such steps as it considers necessary for the promotion of the licensing objectives.

The steps are:

- a) modify the conditions of the licence
- b) reject the whole or part of the application

and for this purpose, the conditions of the licence are modified if any of them is altered or omitted or any new condition is added."

The Sub-Committee will also wish to note that, if none of these steps is required, the application must be granted.

Assuming that the Sub-Committee is satisfied that a hearing is required, then the following procedural steps are recommended. The Licensing Act 2003 (Hearings) Regulations 2005 will govern the arrangements for the hearing of the application now under consideration. This report accords with the requirements of that Act and the Regulations, and in particular Regulations 21-25 (procedure at the hearing).

1. Membership of the Sub-Committee:

- 1.1 The Sub-Committee comprises three members of the Licensing Committee, with a quorum of two members. **Unless there are objections, in the absence of three members, the hearing shall proceed with the quorum of two.**
- 1.2 A members of the Licensing Committee will be excluded from hearing an application where he or she:
- 1.2.1 has considered an application in respect of the premises in the previous 12 months as a Member of the Regulatory Services Committee; or
 - 1.2.2 is a Ward Councillor for the Ward in which the premises, subject to the application, are located; or
 - 1.2.3 is a Ward Councillor for a Ward which is likely to be affected by the application or;
 - 1.2.4 has a personal interest in the application.

2. Roles of other participants:

- 2.1 The Legal Advisor is not a party to the hearing. The role of the Legal Advisor is to provide legal advice relating to the application and submissions.
- 2.2 The Clerk is not a party to the hearing. The role of the Clerk is to record the hearing and the decisions of the Sub-Committee, and ensure efficient administration

3. Representation validation meeting:

- 3.1 Prior to this hearing, the Sub-Committee Chairman will have met the Legal Advisor and/or Clerk to determine whether further clarification is required of any issues contained in the application or any representation.
- 3.2 During this preliminary meeting no decision will have been made or discussion held regarding the substantive merits of the application or representations.

4. Location and facilities:

- 4.1 All hearings will be heard at the Havering Town Hall unless otherwise directed.
- 4.2 Interpreters will be provided by the Council on request, provided notice is given at least five working days before the hearing.

5. Notification of attendance:

- 5.1 The Chairman will enquire of the parties who is in attendance and the parties will indicate their names (and, where relevant, whom they represent). A register will be circulated before the commencement of the hearing on which the applicant, his/her advisers and companions and all interested parties (and/or their representatives) will be asked to record their attendance.

6. Procedural matters:

- 6.1 Prior to the commencement of the hearing, the Chairman of the Sub-Committee will orally inform the parties whether their applications to have certain people attend the hearing (e.g. witnesses) have been granted or refused. Note this relates to people other than those attending on behalf of a party in the capacity as a representative of the party.
- 6.2 Prior to the commencement of the hearing the Chairman of the Sub-Committee will outline the procedure to be followed at the hearing. This will normally be as follows:

Introduction of the application:

The Licensing officer will outline:

- details of the application and relevant representations received from the parties;
- relevant legislation ;
- relevant Licensing Policy; and
- the time limit in which the Council must reach a determination.

Documentary evidence:

- Documentary or other information in support of applications, representations or notices should be provided to the Clerk of the Sub-Committee at least 7 clear working days before the hearing. If this information is produced at the hearing it will only be taken into account by the Sub-Committee if the Sub-Committee and all the parties consent to its submission. Permission to have this information included in the hearing should be requested at the beginning of the hearing before any oral submissions have been made.
- Statements made by people in support of a party's representation who are not present at the hearing, must be signed by the maker, dated and witnessed by another person. The statement must also contain the witness's full name and occupation.

Representations:

- The chairman will invite each of the parties at the hearing or their representative sequentially to address the Sub-Committee and call any person/s to whom permission has been granted to appear. Each party will be allowed a maximum period of 10 minutes in which to address the Sub-Committee and call persons on his/her behalf.
- This 10 minute period is where each party has the opportunity to orally address the Sub-Committee and clarify any points in which the Sub-Committee has sought clarification prior to the hearing. This 10 minute period should be uninterrupted unless a member of the Sub-Committee or Legal Advisor considers that the speaker is making submissions that are irrelevant, frivolous or vexatious.
- Members of the Sub-Committee may ask questions of any party, at any time during the proceedings. Time taken in dealing with a Member's question will not be taken into account in determining the length of time available to the party in question to make their representation.

The sequence in which each of the parties will be invited to address the Sub-Committee will normally be in the order of:

- the Chief Officer of Police;
- the Fire Authority;
- the Health and Safety at Work Enforcing Authority;
- the Local Planning Authority;
- the Local environmental Health Authority;
- the Local Weights and Measures Authority;
- the Authority Responsible for the Protection of Children from Harm;
- a navigation or other authority responsible for waterways; and
- any other party that has submitted representations in respect of the application, certificate, notice or other matter appearing before the Sub-Committee;
- the party that has submitted the application, certificate, notice or other matter appearing before the Sub-Committee.

At the discretion of the Sub-Committee the above order may be varied.

Cross-Examination:

Where witnesses have been permitted by the Sub-Committee to speak at the hearing on behalf of a party, permission must be sought from the Sub-Committee before another party can ask the witness questions. This process of questioning is normally referred to as cross-examination. The Sub-Committee will allow cross-examination only where it is necessary to assist it in considering the representations or application.

Relevance:

Information submitted at the hearing must be relevant to the applications, representations, or notice and the promotion of the licensing objectives. The Chairman of the Sub-Committee is entitled to exclude any information it considers to be irrelevant whether presented in written or oral form. The licensing objectives are:

- The prevention of crime and disorder;**
- Public safety;**
- The prevention of public nuisance; and**
- The protection of children from harm.**

7. Failure of parties to attend the hearing:

- 7.1 If a party, who has not given prior notice of his/her intention not to attend the hearing, is absent from the hearing the Sub-Committee may either adjourn the hearing or hold the hearing in the party's absence. Where the hearing is held in the absence of a party, the Sub-Committee will still consider the application, representation or notice submitted by that party.

8. Adjournments and extension of time:

- 8.1 The Sub-Committee may adjourn a hearing to a specified date or extend a notice period except where it must make a determination within certain time limits in the following specific applications:
- Applications for conversion of existing licences where the Sub-Committee must make a determination within 2 months of the application first being received. In default of a decision being made the application will be treated as being granted;
 - Applications for variation of existing licences where the Sub-Committee must make a determination within 2 months of the application first being received. In default of a decision being made the application will be treated as being rejected;
 - Applications for conversion of existing club certificates where the Sub-Committee must make a determination within 2 months of the application being first received. In default of a decision being made the application will be treated as being granted;
 - Applications for variation of existing club certificates where the Sub-Committee must make a determination within 2 months of the application being first received. In default of a decision being made the application will be treated as being rejected;
 - Applications made by holders of justices' licences for personal licences must be determined within 3 months of the application first being

received. In default of a decision not being made within this period the application will be treated as being granted;

- Review of premises licences following closure orders where the Sub-committee must make a determination within 28 days of receiving notice of the closure order.

9. Sub-Committee's determination of the hearing:

- 9.1 At the conclusion of the hearing the Sub-Committee will deliberate in private accompanied by the Clerk and the Legal Advisor who will be available to assist the Sub-Committee with any legal problems but will not participate in any decision making of the Sub-Committee.
- 9.2 The Sub-Committee will normally make its determination and announce its decision at the end of the hearing.
- 9.3 Where all parties have notified the Sub-Committee that a hearing is not required the Sub-Committee must make its determination within 10 working days of being given notice that the hearing is not required.

10. Power to exclude people from hearing:

- 10.1 The public are entitled to attend the hearing as spectators. However, the Sub-Committee may exclude any person from the hearing including any person assisting or representing a party where:
- it considers that the public interest would be best served by excluding the public or the individual person from the hearing; or
 - that person is behaving in a disruptive manner. This may include a party who is seeking to be heard at the hearing. In the case where a party is to be excluded, the party may submit to the Sub-Committee in writing any information which they would have been entitled to give orally had they not been required to leave the hearing.

11. Recording of proceedings:

- 11.1 A written record of the hearing will be produced and kept for 6 years from the date of the determination of the hearing.

12. Power to vary procedure:

- 12.1 The Sub-committee may depart from following any of the procedures set out in this document if it considers the departure to be necessary in order to consider an application, notice or representation.

Licensing Sub-Committee

- Section 1 - Licensing Officers Report
- Appendix 1 - Copy of the Application
- Appendix 2 - Map of local area
- Appendix 3 - Representations
- Appendix 4 - Representations from Responsible Authorities

Licensing Sub-Committee

Section 1 - Licensing Officers Report



**LICENSING
SUB-COMMITTEE**

REPORT

23 02 2012

Subject Heading:

Premises Licence application for Family Bargains unit 6A The brewery Shopping Centre Waterloo Road Romford RM1 1AU
Paul Campbell – Licensing Officer
01708 432777
licensing@havering.gov.uk

Report Author and contact details:

This application for a premises licence is made by 99p Stores Limited under section 17 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 4th January 2012.

Geographical description of the area and description of the building

The premises is a large mid terrace shop with a new mezzanine floor being constructed.

The premises is located in the Brewery Shopping Centre area adjacent to the car park and footway. The shop is about 30 metres from the entrance to the internal shopping area containing the cinema, bowling alley and Sainsbury. All premises near the shop are commercial properties mainly shopping outlets. The upper floor of the car park situated above the premises.

The premises is located in the centre of Romford with easy access to the public transport links.

A map of the area is attached to assist the committee.

Details of the application

Supply of Alcohol (off supplies) for the ground floor of the premises only.		
Day	Start	Finish
Monday to Sunday	08:00hrs	23:00hrs

Licensing Sub-Committee, 23rd February 2012

After discussions with Havering's Trading Standards the applicant made changes to the operating schedule to cover staff training and and refusals register. A copy of this change is attached to the application and will be included on a premises licence if issued.

Seasonal variations & Non-standard timings

There are no seasonal variations or non-standard timings applied for in this application.

Although the application states that the shop will be open on Sundays 08.00 to 23.00 I believe the size of the shop would place it under the restrictions to Sunday openings for premises over 280 sq metres covered under other legislation this is :-

In addition to regulating opening by large shops on Sunday, the Sunday Trading Act 1994 prohibits large shops from opening on Easter Sunday.

A Regulatory Reform Order came into force on 27 February 2004. It removed the requirement for large shops in England and Wales to give prior written notification to the local authority of their Sunday opening hours or change in these hours. The Order also repealed the restriction contained in section 26 of the Revenue Act 1889 on the sale of methylated spirits between 10pm on Saturday and 8am on the following Monday.

The Christmas Day (Trading) Act 2004 came into force on 9 December 2004. The Act prohibits large shops (over 280 sq m/3,000 sq ft) from opening on Christmas Day.

Frequently Asked Questions (FAQs)

Q1. What is the law on shop opening hours on a Sunday?

The Sunday Trading Act 1994 the limits shop opening hours as follows:

small shops (under 280 sq m/3,000 sq ft) - no restrictions on opening

large shops (over 280 sq m/3,000 sq ft)

Monday to Saturday - no restrictions

Sunday - Opening for 6 hours only, between 10am and 6pm

Easter Sunday - closed

Christmas Day (when on a Sunday) - closed

Comments and observations on the application

The applicant acted in accordance with premises licence regulations 25 and 26 relating to the advertising of the application. The required newspaper advertisement was installed in the Yellow Advertiser on Wednesday 11th January 2012.

Summary

There was one valid representation against this application from interested parties.

There were two representations against this application from responsible authorities.

Details of representations

Valid representations may only address the following licensing objectives:

The prevention of crime and disorder
The prevention of public nuisance
The protection of children from harm
Public safety

Interested parties' representations

The representation from Councillor Frederic Thompson outlines issues relating to all four of the licensing objectives and mentions Havering's Alcohol Saturation Zone Policy.

Responsible Authorities' representations

Representations were received from two responsible authorities the Metropolitan Police and Environmental Health, Health and Safety who outline a number of points relating to the licensing objectives and the Saturation Policy.

There were no representations from the following responsible authorities:

Public Health
The London Fire and Emergency Planning Authority
The Trading Standards Service
Planning Control & Enforcement
Children & Families Service

Licensing Sub-Committee

Appendix 1 - Copy of the Application

11108

**Application for a premises licence to be granted
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 99p Stores Limited

(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 Family Bargains Unit 6A The Brewery Shopping Centre Waterloo Road			
Post town	Romford	Post code	RM1 1AU

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£307500

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as
Please tick yes

- 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 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 checked="" type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post Town			Postcode		
Daytime contact telephone number					
E-mail address (optional)					

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 99p Stores Limited
Address Style Way Pineham Northampton Northamptonshire NN4 9EX
Registered number (where applicable) 04058808
Description of applicant (for example, partnership, company, unincorporated association etc.) Private Registered Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
0	1	0 2 2 0 1 1

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day	Month	Year

Please give a general description of the premises (please read guidance note1)
 Home retail store selling a range of household and consumer goods

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 yes

- 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 entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

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

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

L

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"/>
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 provision of late night refreshment (please read guidance note 4)	
Thur					
Fri			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)		
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	08:00	23:00			
Tue	08:00	23:00			
Wed	08:00	23:00			
Thur	08:00	23:00			
Fri	08:00	23:00			
Sat	08:00	23:00			
Day	Start	Finish	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)		
Sun	08:00	23:00			

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

Name Sunil Kumar	
Address 8 Yare Grove Willenhall West Midlands	
Postcode	WV13 2SH
Personal Licence number (if known) WS/PEL/1394	
Issuing licensing authority (if known) Walsall Council	

N

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)
 N/A

O

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	08:00	23:00	
Tue	08:00	23:00	
Wed	08:00	23:00	
Thur	08:00	23:00	
Fri	08:00	23:00	
Sat	08:00	23:00	
Sun	08:00	23:00	

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)

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

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

b) The prevention of crime and disorder

CCTV shall be installed at the premises to include coverage of the cash tills. The images recorded shall be retained in an unedited format for a period of 31 days and made available to the police and authorised officers of the Council upon request.

Staff shall be instructed that alcohol may not be sold to any person who is believed to be intoxicated.

c) Public safety

The premises shall be subject to regular and ongoing risk assessments linked to the physical aspects of the premises.

d) The prevention of public nuisance

e) The protection of children from harm

Notices shall be displayed inside the premises stating that it is an offence for any person under 18 years of age to purchase alcohol.

Staff shall be trained that alcohol must not be sold to any person under 18 years of age.

A Challenge 25 Policy shall be implemented and acceptable forms of evidence of age shall be a passport, photo driving licence or PASS approved proof of age card.

Cash tills used for the sale of alcohol shall have the benefit of an electronic prompt for operators

in respect of age-restricted sales.

- Please tick yes**
- 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 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 CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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	<i>Licensing legal</i>
Date	03.01.2012
Capacity	SOLICITORS & AUTHORISED AGENTS FOR THE 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	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)			
LICENSING LEGAL SOLICITORS BARCLAY HOUSE 35 WHITWORTH STREET WEST			
Post town	MANCHESTER	Post code	M1 5NG
Telephone number (if any)	0161 237 9961		
If you would prefer us to correspond with you by e-mail your e-mail address (optional) sw@licensinglegal.co.uk			

Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Paul Campbell

From: Licensing
Sent: 23 January 2012 16:19
To: Paul Campbell
Subject: FW: Family Bargains, The Brewery Shopping Centre, Waterloo Road, Romford

From: Stephanie Williams [mailto:SW@licensinglegal.co.uk]
Sent: 23 January 2012 15:12
To: Licensing
Cc: Keith Bush
Subject: Family Bargains, The Brewery Shopping Centre, Waterloo Road, Romford

Further to our application of the 3rd January 2012 and following e-mail correspondence with the Trading Standards Service, we would be grateful if the following Conditions could be added to the proposed Operating Schedule.

1. Staff will be trained in respect of the Licensing Act 2003 and the responsibilities of individuals selling alcohol. Refresher training will be delivered on a six- monthly basis and records will be made available for inspection.
2. A Refusals Register will be retained at the premises and will be available for inspection upon request by an Authorised Officer of either the Police or the Local Authority.

We trust that these are sufficient for the purposes of the Trading Standards Service.

With kind regards

Stephanie Williams

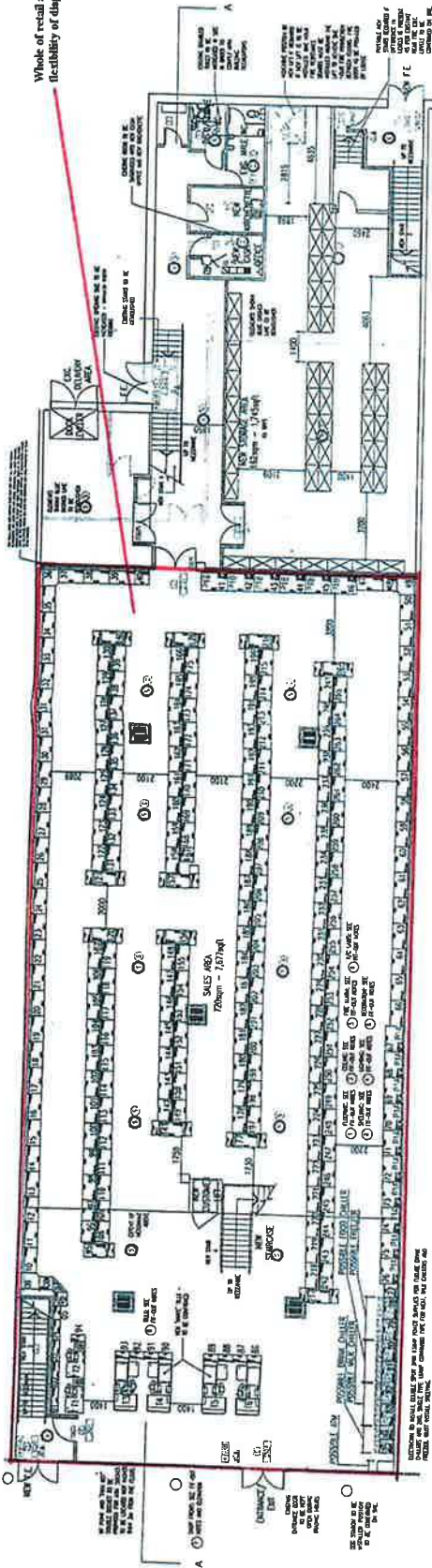
Tel: 0161 237 9961 (Option 2)
Fax: 0161 237 9447



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PROPOSED GROUND FLOOR PLAN
SCALE 1:100

ELECTRICAL LEGEND

(Symbol)	SWITCH
(Symbol)	SWITCH WITH INDICATOR LIGHT
(Symbol)	SWITCH WITH INDICATOR LIGHT AND SHOCK PROTECTIVE DEVICE
(Symbol)	SWITCH WITH SHOCK PROTECTIVE DEVICE
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FIRE LEGEND

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BUILDING RECS NOTES

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BAY LEGEND

(Symbol)	DOUBLE END
(Symbol)	1 No.
(Symbol)	1200x800mm
(Symbol)	15 No.
(Symbol)	1200x600mm
(Symbol)	311 No.
(Symbol)	1000x600mm
(Symbol)	18 No.
(Symbol)	650x600mm
(Symbol)	10 No.
(Symbol)	450x600mm
(Symbol)	1 No.
(Symbol)	1 No.
(Symbol)	5 No.
(Symbol)	10 No.
(Symbol)	2 No.
(Symbol)	2 No.

CEILING RACKING BAYS

- 150 No.
- FLOWER STAND 1 No.
- UMBRELLA STAND 1 No.
- EMBELLISHMENT STAND 1 No.
- POSTER STAND 1 No.

NOTES:

- ALL CEILING RACKING BAYS TO BE INSTALLED IN ACCORDANCE WITH THE MANUFACTURER'S INSTRUCTIONS.
- ALL CEILING RACKING BAYS TO BE INSTALLED IN ACCORDANCE WITH THE MANUFACTURER'S INSTRUCTIONS.

COMPLETION NOTES

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COMPLETION NOTES

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- ALL WORK TO BE COMPLETED IN ACCORDANCE WITH THE MANUFACTURER'S INSTRUCTIONS.

summary conviction for the offence is £

LICENSING Act 2003
TAKE NOTICE that 99p Stores Limited has applied for a Premises Licence to be granted for 'Family Bargains,' Unit 6A, The Brewery Shopping Centre, Waterloo Road, Romford RM1 1AU between the hours of 08.00 until 23.00 Mondays to Sundays for the sale of alcohol. Full details of the application may be inspected at the Licensing Unit, London Borough of Havering, Mercury House, Mercury Gardens, Romford RM1 3SL weekdays or on www.havering.gov.uk. Any person wishing to submit representations in relation to this application must give notice in writing to the London Borough of Havering Licensing Unit at the address above by 1st February 2012. It is an offence knowingly or recklessly to make a false statement in connection with an application under The Licensing Act 2003. The maximum fine is £5,000 on summary conviction.

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Public Notices

LICENCE UNDER SECTION 34 OF THE LICENSING ACT 2003

Goabs Limited, 156-158 High Street, Hornchurch, Essex, RM12 6QX. The proposed variation is: Removal of Conditions to Existing Licence. Full details of the application can be inspected at the address noted below during normal business hours. Any representations by an interested party or responsible authority regarding this application can be made to: Licensing Team, Housing & Public Protection, London Borough of Havering, Mercury House, Mercury Gardens Romford, RM1 3RX. www.havering.gov.uk

Such representation must be received in writing by: 19/1/12 clearly stating the grounds upon which the representation is made in relation to the four objectives of the Licensing Act 2003.

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WANTED OLD bottles, pot lids, printed pots, enamel signs etc. I will collect and pay cash! Stuart Tel: 01268 293 743

SEWING MACHINE James, plus all accessories, perfect condition, £50. Tel: 01268 798 800.

TRAVEL/OUTPLAY PEN, excellent condition, £15. Tel: 07908 822288.

DSRAM MATTHEWS SR, 2mths old, £30 ono. Tel: 07908 209 200.

DSRAM MATTHEWS SR, 2mths old, £30 ono. Tel: 07908 209 200.

BEED BINKLE oven, clean mattress, vgc, possible delivery, £55. Tel: 01708 498 127.

SMALL DOG OR CAT SHELTER for sale £25 New RABBIT HUTCH for sale £45 will deliver free. Basildon area Tel: 01268 491 841 or 07114 803 918.

TV WALL mountings, two, black, swivel, £2 each. Two White radiators, gas central heating, modern, efficient, £10 the pair, will separate. Tel: 01268 491 841 or 07114 803 918.

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SMALL DOG OR CAT SHELTER for sale £25 New RABBIT HUTCH for sale £45 will deliver free. Basildon area Tel: 01268 491 841 or 07114 803 918.

WHISKY TUMBLERS 6 out crystal glass Tumblers £35. WHISKY SHOTS 2 shot glasses from Edradour & Ord Distilleries, Newraz, New. Tel: 01708 498043

GOOD QUALITY 1/4 ply machine printing wood, 32 full cones, plus six part cones, various colours, three sacks plus one hotdial, 140 buyer collects. Tel: 01268 524 504.

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COMPUTER FAST HP tower, black & silver, windows XP, office XP, 17in monitor, keyboard, mouse, free delivery, £75. Tel: 01795 263 281

VHS VIDEOS all bought from new, ge. 44 in total, from films to comedy, Jim Davidson, Mike Read, many more, £20 ono. Tel: 01268 798 840

COMPUTER FAST HP tower, black & silver, windows XP, office XP, 17in monitor, keyboard, mouse, free delivery, £75. Tel: 01795 263 281

VHS VIDEOS all bought from new, ge. 44 in total, from films to comedy, Jim Davidson, Mike Read, many more, £20 ono. Tel: 01268 798 840

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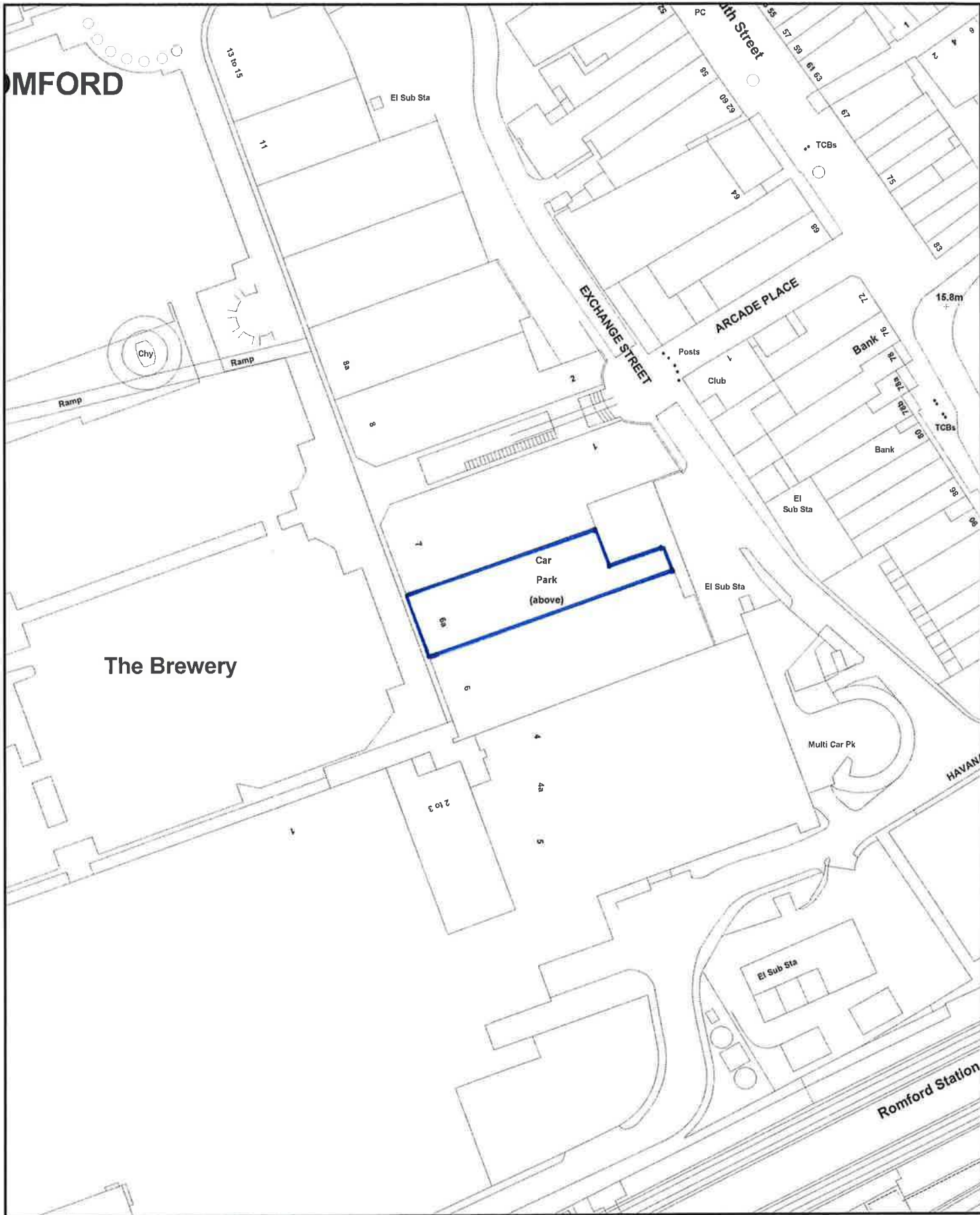
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 Website: www.greyhoundshelters.co.uk

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Licensing Sub-Committee

Appendix 2 - Map of local area

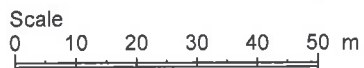


Family Bargains

Map Reference: TQ5188NW



Scale @ A4 1:1250
Date: 09/01/2012



Havering
LONDON BOROUGH

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

Licensing Sub-Committee

Appendix 3 - Representations

From: Councillor Frederick Thompson
Sent: 13 January 2012 11:55
To: Licensing
Cc: Councillor Andrew Curtin; Councillor Wendy Brice Thompson
Subject: Application 11108, Family Bargains, 6A The Brewery, Waterloo Road

7a Balgores Crescent,
Romford,
Essex, RM2 6AB

Dear Licensing Officers,

With reference to the application for a premises licence for the Family Bargains Store to sell alcohol Monday to Sunday 08.00 to 23.00 I wish to object. Romford Town Centre already has too many licensed premises as stated in Havering's Alcohol Saturation Zone Policy but I wish to object on the grounds of public safety because its proposed hours facilitate the objectionable habit called pre-loading where visitors to nightclubs buy and consume usually high strength alcohol prior to entering aforesaid nightclubs to avoid buying what would usually be a lot dearer unit for unit. Besides the obvious dangers of quick inebriation it damages public safety through health effects.

Again from a public safety view I am particularly concerned about the whole store being licensed because it enables display of alcoholic beverages right up to the front of the shop which may encourage impulse buying, bearing in mind the store from its name obviously wishes to compete on price.

I further object on the basis of public nuisance. Unlike the nearby Sainsbury's with a generally more mature clientele I feel that this outlet may well facilitate street drinking despite the Town Centre being a controlled zone as this area is obviously more difficult to police as the major potential trouble sources are mainly on South Street where the police obviously have to target their officers.

The police are already overstretched late at night in Romford and Hornchurch Town Centres and I fear that this lessens the necessary protection of children from harm as under 18 year old teenagers will be more able to pressure passing adults into making illegal purchases for them because of the fact that the store entrance and exits let out directly to an open plaza. There is also an increased risk of young shoplifters if alcoholic drink is held too close to the front of the store.

Regards,

Cllr. Frederick Thompson
Tel: 01708 747993
Cell: 07895 096 765

Licensing Sub-Committee

Appendix 4 - Representations from Responsible Authorities



Working together for a safer London

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

PC David Fern
Romford Police Station
19 Main Road
Romford,
Essex
RM1 3BJ

Telephone: 01708 432781

Fax: 01708 432554

Email:
David-
anthony.fern@met.police.uk
Date: 18th January 2012

Ref: Family Bargains Unit 6A, The Brewery Shopping centre, Romford, RM1
Application for a New premises licence.

Police wish to make representation against granting of a new premises licence to the above premises. Police feel that the application does not cover the licensing objectives to a satisfactory standard.

The premises falls within the saturation policy area, details of the full policy are available online.

- Allowing the premises will only add to further cumulative impact on the area which is already under stress.
- It is not always the selling of alcohol that causes these problems, the availability of alcohol and theft also relates to the impact on the area.
- There is a supermarket within metres selling alcohol along with various off licensed premises within walking distance.
- There is already a competitive market and adding a further premise can often relate to heavy discounting amongst retailers, who are unaware of the consequences this creates.

The town centre operates a no drinking in public places scheme which is in place due to previous issues of alcohol related crimes and anti social behaviour.

The Application

- I would expect to see a plan of the area where the applicant intends to sell alcohol, along with what control measure are in place regarding Theft, CCTV, Storage, Staff training, and Personal licence holders. Will the DPS be at these premises or over seeing other stores?

The plan includes the entire lower floor to be licensed, at this location and falling within the saturation zone; I can not support this application.

This would allow the applicant to potentially be a bargain booze store with a huge square footage.

- Often bargain stores employ minimum staff this would impede on the objective of prevention of crime unless adequate measure are put in place, measures can include bottles being tagged, labelled, security stickers on the products, and employment of security staff.
- The display designs play a key role in prevention of theft. How will the products be restricted? e.g., asked for by a member of staff. Cabinets preventing customers from just helping themselves work towards the crime prevention objective.
- The plan includes a mezzanine floor, which although not licensed I want to know how this will be restricted? Are customers prevented from taking licensable products up stairs? There is potential for either the items to be stolen in the process or consumed on the premises, again through lack of prevention.
- Bulk displays near door areas, should be avoided unless adequate security area in place.

The borough currently runs above national average on under age sales, prevention and training need to be applied. These are often stated in application but fail to be adhered to.

- I would like to seek training records made available to the police and relevant authorities, along with a refusal log book. Challenge 25 scheme is acceptable as per your application.

Youths/Adults and alcohol related problems

- Youths are an issue in this area and some create crime and disorder and general anti social behaviour. The units within close proximity a Cinema, Bowling, Mc Donald's, Kids zone all appeal to younger members of the community but also attract associated youth problems, including smoking and drinking below the legal age, along with general anti social behaviour and theft issues.

- Alcohol issues related to youth and adults on this borough are on the increase. I need to be reassured that control measures are in place to prevent further crime taking place at this store or within proximity, e.g. subjects who are alcohol dependant often commit crime including theft of alcohol in order to feed there addiction.
- There are several other issues where subjects have consumed alcohol then go on to commit crime, Assaults within this area are predominately high along with anti social behaviour including public order.
- A map of the research relating to the saturation policy lists the figures within the area. See policy for details.

The selling of alcohol in its self seems relatively harmless has a business, the impact on crime and disorder along with resources within this borough are intensive. Havering is the 4 highest borough out of 32 boroughs in London, for alcohol related offences.

The applicant does not state any measure they will have in place or offer to help prevent public nuisance which often leads to crime and disorder.

- I would expect to see security at the door of such a large store, along with CCTV coverage outside the premises doors.

The application has failed in providing reassurance to the police about its concerns and the licensing objectives have not been met.

The lack of preservation presented for this application, raises my concerns about the competency of the management team to run such large licensable premises in this borough.

I ask the committee not to grant a further licence within the saturation zone, this application is far from exceptional and it's not providing adequate measure to prevent crime and disorder along with public nuisance.

The police will continue to work with the applicant and their representative in an effort to develop the business and the community.

If I can be of any further assistance in this matter please do not hesitate to contact me in the licensing office.

Yours sincerely

David Fern
Police licensing officer
Havering Borough



Havering
LONDON BOROUGH

Public Protection
Housing & Public Protection
London Borough of Havering
Mercury House, Mercury Gardens
Romford RM1 3SL

Licensing Team
Public Protection
London Borough of Havering

Telephone: 01708 432641
Fax: 01708 432554
email: john.giles@havering.gov.uk
Textphone ♯: 01708 433175

Your Reference:
My Reference: JEG/075622

Date: 30 January 2012

Dear Sir

6a The Brewery, Romford, RM1 1AU

I refer to the above application for a premises licence and wish to make a representation against the application.

The premises is in the saturation zone identified in the London Borough of Havering Licensing Policy statement. The application does not set out why it is an exceptional application and does not seem to offer conditions to promote the licensing objectives to make it an exceptional application.

The premises is situated in a retail/leisure area which specifically attracts young people. Bargain stores generally have low staffing volumes to cut overheads and because there is no specific area on the plans where alcohol is to be sold, I have serious concerns that young people will be able to steal alcohol easily. The application does not address this issue. I also have concerns for the safety of staff trying to stop thefts, especially late at night as the premises will be open until 11pm which is later than any of the neighbouring shops.

Yours faithfully

John Giles
Health & Safety Officer

Licensing Sub-Committee

Appendix 5 - Representations considered invalid
(Content)

Licensing Sub-Committee

- Appendix 6** - Representations considered invalid
(Arrived at the licensing office after the
consultation period)

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