

<b>Bath &amp; North East Somerset Council</b>		
MEETING:	Licensing (Gambling and Licensing) Committee	AGENDA ITEM NUMBER
MEETING DATE:	<b>Tuesday 12 October 2010</b>	
TITLE:	Application for a Premises Licence for <b>Adel's Takeaway and Cafe</b> , 34 Shaftesbury Road, Oldfield Park, Bath, BA2 3LJ	
WARD:	Oldfield	
<b>AN OPEN PUBLIC ITEM</b>		
<b>List of attachments to this report:</b>		
Annex A Application for a Premises Licence		
Annex B Site Plan		
Annex C Representations from Interested Parties		

## 1 THE ISSUE

1.1 An application has been received for a new Premises Licence under the Licensing Act 2003 in respect of **Adel's Takeaway and Cafe, 34 Shaftesbury Road, Oldfield Park, Bath, BA2 3LJ**

## 2 RECOMMENDATION

2.1 That the sub committee determines this application.

## 3 FINANCIAL IMPLICATIONS

3.1 There are no financial implications arising from this report.

## 4 THE REPORT

4.1 An application has been received for a **new** Premises Licence (Annex A).

4.2 The application is for:

1) The **Provision of Late Night Refreshment** between the following hours:

Monday to Thursday      23.00 to 01.00

Friday and Saturday      23.00 to 03.00

Sunday                      23.00 to 00.00

2) The proposed **Opening Hours** are as follows:

Monday to Thursday            23.00 to 01.00

Friday and Saturday            23.00 to 03.00

Sunday                            23.00 to 00.00

4.3 A site plan is attached at Annex B.

4.4 The Licensing Act 2003 (Section 4) states that it is the duty of all Licensing Authorities to carry out their functions under the Act with a view to promoting the licensing objectives. The licensing objectives are:-

- a) The Prevention of Crime and Disorder.
- b) Public Safety.
- c) The Prevention of Public Nuisance, and
- d) The Protection of Children from Harm.

Each objective is of equal importance; there are no other licensing objectives so these four are of paramount consideration at all times. When considering applications/representations/notifications the Licensing Authority will have regard to these licensing objectives.

4.5 The Licensing Authority may grant the application with or without additional conditions.

4.6 The Licensing Authority should also have regard to the Council's Licensing Policy, the Statutory Guidance issued under Section 182 of the Licensing Act 2003, and the Licensing Act itself, and in particular to:-

- a) Paragraphs 3, 5, 6, 9, 10, 15-20, 23, 24, 28, 33-37, 41 to 44 of the policy.
- b) Chapters 8, 9 and 10 of the Statutory Guidance (as revised March 2010).
- c) Sections 4, 9, 10, 11, 12, 13, 16, 17, 18, 23, 182, 183, and Schedule 2 of the Act.

4.7 If the application is refused the applicant may appeal within 21 days of the notification to the Magistrates Court. If the application is granted the person making the relevant representation may appeal within 21 days of the notification to the Magistrates Court.

On appeal the court may either dismiss the appeal; substitute the decision appealed against for any other decision which could have been made by the Licensing Authority, or remit the case to the Licensing Authority to dispose of it in accordance with the direction of the court. The court may make such order for costs as it thinks fit.

4.8 In accordance with the requirements of the Act the applicants served copies of the application upon the police, the fire authority, environmental health, development control, trading standards, and the child protection agency.

- 4.9 The applicant is required to place a notice at the premises for a period of 28 days starting the day after the application is made and place an advert in a local newspaper within 10 days of submitting the application to the licensing authority.
- 4.10 Representations have been received from a local residents and the local ward councillor in relation to the licensing objectives of the Prevention of Crime and Disorder and the Prevention of Public Nuisance. (Annex C)
- 4.11 This report has not been sent to the Trades Union because they would have no involvement.

<b>Contact person</b>	Emma Stoneman, Licensing Officer, 01225 396719
<b>Background papers</b>	Licensing Act 2003, Guidance Notes issued under section 182 of the Licensing Act 2003, Licensing Act 2003 Regulations, B&NES Statement of Licensing Policy.



**Bath & North East  
Somerset Council**

ENVIRONMENTAL SERVICES  
24 AUG 2010  
Post Log No: 0112 25 42  
Receipt No: 11396  
CH/CA £ 190

Licensing Team, Public Protection,  
9-10 Bath Street, Bath, BA1 1SN

licensing ANNEX 1

**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 AMAR SHARFADDEEN apply  
(insert name of applicant)

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**

Including name and postal address of premises or, if none, ordnance survey map reference or description  
ADZELS TAKEAWAY AND CAFE. 34 SHAFTSBURY ROAD, OLDFIELD PARK. BATH

Post town BATH Postcode BH2 3LJ

Telephone number at premises (if any)

01225446455

Non-domestic rateable value of premises

£ 6100.00

## Part 2 – Applicant Details

Please state whether you are applying for a premises licence as

*(Please select)*

- |   |   |
|---|---|
| a) an individual or individuals*  | <input checked="" type="checkbox"/> Please complete section (A) |
| b) a person other than an individual*   |   |
| i. as a limited company   | <input type="checkbox"/> Please complete section (B)            |
| ii. as a partnership  | <input type="checkbox"/> Please complete section (B)            |
| iii. as an unincorporated association or  | <input type="checkbox"/> Please complete section (B)            |
| iv. other (for example a statutory corporation)   | <input type="checkbox"/> Please complete section (B)            |
| <br>c) a recognised club  | <br><input type="checkbox"/> Please complete section (B)        |
| d) a charity  | <input type="checkbox"/> Please complete section (B)            |
| e) the proprietor of an educational establishment   | <input type="checkbox"/> Please complete section (B)            |
| f) a health service body  | <input type="checkbox"/> Please complete section (B)            |
| g) a person who is registered under Part 2 of the<br>Care Standards Act 2000 (c14) in respect of an<br>independent hospital | <input type="checkbox"/> Please complete section (B)            |
| h) the chief officer of police of a police force in<br>England and Wales  | <input type="checkbox"/> Please complete section (B)            |

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

*(Please select)*

- 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
  - a statutory function or
  - a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)Mr  Mrs  Miss  Ms  Other title (for example, Rev) .....

Surname

AMAR

First names

SHARFADEEN

I am 18 years old or over

Please select for Yes

Current postal address if different from premises address

~~3, MOUNTBATH ST.~~  
 BATH 41 Brook Road  
 Bath  
 BA2 3RS

Post town

BATH

Postcode

BA1 2AN

Daytime contact telephone number

07810 333529

E-mail address (optional)

**SECOND INDIVIDUAL APPLICANT** (if applicable)Mr  Mrs  Miss  Ms  Other title (for example, Rev) .....

Surname

First names

I am 18 years old or over

Please select for 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)
Email address (optional)



**Part 3 – Operating Schedule**

When do you want the premises licence to start?

Day	Month	Year
<del>01</del>	<del>03</del>	<del>2010</del>

22/09/2010

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

Day	Month	Year

			20		
--	--	--	----	--	--

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

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

IT'S A TAKEAWAY SITUATED IN A ROW OF BUSINESS PREMISES. THE TAKEAWAY IS A ONE FLOOR AND IT DOES NOT HAVE A BASEMENT. BEHIND THE PREMISES THERE IS NO DOMESTIC HOUSES NOR IS THERE ABOVE THE PREMISES. SO THE SHOP IS NOT CAUSING ANY PUBLIC NUISANCE THERE IS NO NIGHT CLUBS CLOSE TO THE PREMISES.

What licensable activities do you intend to carry on from the premises?  
 (Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the  
 Licensing Act 2003)

(Please select)

**Provision of regulated entertainment**

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

**Provision of entertainment facilities for:**

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

**In all cases complete boxes N, O and P**

A

N/A

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors, outdoors or both? please select</b> (please read guidance note 2)	<b>Indoors</b> <input type="checkbox"/>		
				<b>Outdoors</b> <input type="checkbox"/>		
				<b>Both</b> <input type="checkbox"/>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)			
Mon						
Tue						
Wed					<b>State any seasonal variations for performing plays</b> (please read guidance note 4)	
Thu						
Fri					<b>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</b> (please read guidance note 5)	
Sat						
Sun						

B

N/A

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors, outdoors or both? please select</b> (please read guidance note 2)	<b>Indoors</b> <input type="checkbox"/>		
				<b>Outdoors</b> <input type="checkbox"/>		
				<b>Both</b> <input type="checkbox"/>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)			
Mon						
Tue						
Wed					<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)	
Thu						
Fri					<b>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</b> (please read guidance note 5)	
Sat						
Sun						

C

N/A

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6))			Please give further details (please read guidance note 3)
<b>Day</b>	<b>Start</b>	<b>Finish</b>	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue			
Wed			
Thu			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

N/A

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors, outdoors or both? please select (please read guidance note 2)	Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	Please give further details here (please read guidance note 3)	
Mon			State any seasonal variations for the boxing or wrestling entertainment (please read guidance note 4)	
Tue				
Wed				
Thu			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)	
Fri				
Sat				
Sun				

E

N/A

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors, outdoors or both? please select</b> (please read guidance note 2)	<b>Indoors</b> <input type="checkbox"/>
				<b>Outdoors</b> <input type="checkbox"/>
				<b>Both</b> <input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)	
Mon				
Tue				
Wed				
Thu				
Fri				
Sat				
<b>Sun</b>			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)	
			<b>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</b> (please read guidance note 5)	

F

N/A

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors, outdoors or both? please select</b> (please read guidance note 2)	<b>Indoors</b> <input type="checkbox"/>
				<b>Outdoors</b> <input type="checkbox"/>
				<b>Both</b> <input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)	
Mon				
Tue				
Wed				
Thu				
Fri				
Sat				
<b>Sun</b>			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)	
			<b>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</b> (please read guidance note 5)	

G

N/A

<b>Performance of dance</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of dance take place indoors, outdoors or both? please select</b> (please read guidance note 2)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)	
Mon				
Tue				
Wed				
Thu				
Fri				
Sat				
Sun				
			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)	
			<b>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</b> (please read guidance note 5)	

H

N/A

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6))			<b>Please give a description of the type of entertainment you will be providing</b>	
			<b>Will this entertainment take place indoors, outdoors or both? Please select</b> (please read guidance note 2)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)	
Mon				
Tue				
Wed				
Thu				
Fri				
Sat				
Sun				
			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please see guidance note 4)	
			<b>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</b> (please read guidance note 5)	

N/A

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing	Will the facilities for making music be indoors, outdoors or both? Please select (please read guidance note 2)	
Day	Start	Finish		Indoors	Outdoors
Mon			Please give further details here (please read guidance note 3)	<input type="checkbox"/>	<input type="checkbox"/>
Tue				Both	<input type="checkbox"/>
Wed			State any seasonal variations for the provision of facilities for making music (please see guidance note 4)		
Thu					
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

J

N/A

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors, outdoors or both? please select (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	Both
Mon			Please give a description of the facilities for dancing you will be providing	<input type="checkbox"/>	<input type="checkbox"/>
Tue				Outdoors	<input type="checkbox"/>
Wed			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Thu				State any seasonal variations for the providing dancing facilities (please read guidance note 4)	
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list		
Sat					
Sun					

K

N/A

<b>Provision of facilities for entertainment of a similar description to that falling within I or J</b> Standard days and timings (please read guidance note 6)			<b>Please give a description of the type of entertainment facility you will be providing</b>	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Will the entertainment facility be indoors, outdoors or both? Please select</b> (please read guidance note 2)	<b>Indoors</b> <input type="checkbox"/>
<b>Mon</b>				<b>Outdoors</b> <input type="checkbox"/>
				<b>Both</b> <input type="checkbox"/>
<b>Tue</b>			<b>Please give further details here</b> (please read guidance note 3)	
<b>Wed</b>			<b>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J</b> (please see guidance note 4)	
<b>Thu</b>				
<b>Fri</b>			<b>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list</b> (please read guidance note 5)	
<b>Sat</b>				
<b>Sun</b>				

L

<b>Late night refreshment</b> Standard timings (please read guidance note 1)			<b>Will the provision of late night refreshment take place indoors, outdoors or both? please select</b> (please read guidance note 2)	
			<b>Indoors</b> <input checked="" type="checkbox"/>	
			<b>Outdoors</b> <input type="checkbox"/>	
			<b>Both</b> <input type="checkbox"/>	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)	
<b>Mon</b>	23.00	01.00		
<b>Tue</b>	23.00	01.00		
<b>Wed</b>	23.00	01.00	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)	
<b>Thu</b>	23.00	01.00	<b>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</b> (please read guidance note 5)	
<b>Fri</b>	23.00	03.00		
<b>Sat</b>	23.00	03.00		
<b>Sun</b>	23.00	00.00		



M

N/A.

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption on the premises, off the premises or both? Please select</b> (please see guidance note 7)	<b>On the premises</b> <input type="checkbox"/>
				<b>Off the premises</b> <input type="checkbox"/>
				<b>Both</b> <input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)	
Mon				
Tue				
Wed				
Thu				
Fri				
Sat				
Sun				
			<b>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</b> (please read guidance note 5)	

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

Name

N/A

Address

Post Code

Personal Licence Number

Issuing Licensing Authority

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)

IN THE FOOD INDUSTRY I CANNOT EXPECT OR THINK OF ANYTHING THAT IS RISKY TO CHILDREN, AND WE DO ADVISE OUR CUSTOMERS TO NOT FEED THEIR CHILDREN VERY SPICY FOOD.

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	05.00	01.00	
Tue	15.00	01.00	
Wed	15.00	01.00	
Thu	15.00	01.00	
Fri	15.00	03.00	<del>WE MAY OPEN AN EXTRA HOUR BEFORE BANK HOLIDAYS AND ON BANK HOLIDAYS</del>
Sat	15.00	03.00 <sup>PM</sup>	
Sun	15.00	00.00	

P

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

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

WE TAKE ~~AT~~ THE NECESSARY PRECAUTIONS TO PREVENT HOUR CUSTOMERS AND STAFF FROM DANGER.

b) The prevention of crime and disorder

CCTV ARE IN PLACE FROM THIS WEEK  
BURGLAR ALARM IS IN PLACE  
SIGNS TO ~~SHOW~~ WARN CUSTOMERS  
AND YOUNG PEOPLE THAT CCTV IS RECORDING

c) Public safety

CUSTOMERS ARE KEPT AWAY FROM  
COOKING MACHINES  
FIRE ALARM  
FIRE EXIT  
FIRE EXTINGUISHER

d) The prevention of public nuisance

BINS PROVIDED FOR CUSTOMERS  
SIGNS TO TELL CUSTOMERS LEAVE  
QUITELY.  
WE DO NOT EMPLOY UNDERAGE  
PEOPLE

e) The protection of children from harm

NO CHILDREN ARE ALLOWED BEHIND  
COUNTERS  
NOT EMPLOYING VERY YOUNG  
CHILDREN

Please select for 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  N/A
- I understand that I must now advertise my application, by way of a notice displayed at the premises for 28 days and a notice in a local newspaper within 10 working days of submitting a valid 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**

#### **Part4 – 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

~~15/02/2010~~ 24/08/2010

Capacity

owner

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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

<b>Contact name (where not previously given) and address for correspondence associated with this application. (please read guidance note 13)</b>	
<b>Post town</b>	<b>Postcode</b>
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you by email, your email address</b>	

### 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 i.e. 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.



Printed on recycled paper

**Licensing Services, 9-10 Bath Street, Bath, BA1 1SN**

**Consent of individual to being specified as premises supervisor**

I .....

[full name of prospective premises supervisor]

of .....

.....

[home address of prospective premises supervisor]

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

..... [type of application]

by ..... [name of applicant]

relating to a premises licence ..... [number of existing licence, if any]

for .....

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

..... [name of applicant]

concerning the supply of alcohol at .....

.....

[name and address of premises to which application relates].

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number .....

Personal licence issuing authority .....

Signed .....

Name (please print) .....

Date .....



**Bath & North East Somerset Council**  
 Bath & North East Somerset Council,  
 Planning Services,  
 Trimbridge House,  
 Trim Street,  
 Bath BA1 2DP

**Adel's Takeaway & Cafe, 34 Shaftesbury Road**

Scale 1/1250  
 Date 28/9/2010  
 Centre = 373824 E 164245 N  
 Drawn by:  
 E Stoneman







LICENSING ACT 2003

INTERESTED PARTY REPRESENTATION

**Please read the notes at the back of this form prior to completing it.**

**I/We object to the following application:**

Application number:	<b>10/03129/LAPRE</b>
Applicant's name:	<b>Mr Amar Sharfaden</b>
Premises name and address:	<b>Adel's Take Away and Cafe 34 Shaftesbury Road Oldfield Park Bath BA2 3LJ</b>
Application for a:	<b>New Premises Licence</b>

**Objector Details:**

Objector's Name:	<b>Cllr Will Sandry</b>
Objector's Address: This is essential because a representation can only be considered relevant if you live, or are representing an address, in the vicinity of the premises.	<b>78 St. Kilda's Road Oldfield Park Bath BA2 3QJ</b>
Organisation name if applicable:	

**Objection Details:**

My/our representation is relevant to the following licensing objective(s):

Prevention of crime and disorder

Prevention of public nuisance

Protection of children from harm

Public safety

Please detail your objection(s) as fully as possible in the box below. If you do not then the Committee may not understand why you have objected.

Please attach supporting documents/further pages as necessary and number all extra pages.

Try to be as specific as possible and give examples e.g. *On 1 February I could hear loud music from the premises between 10pm and 1 am. I am concerned that if the premises open until 2 am this will cause a nuisance to me and other residents of the street.*

I/We have already made a written representation and have no further comments

I have no objection to Mr Sharfaden's business - it provides a service and employment; however I object to this new licence application.

The reasons for my objection are:

1. Litter. Much of the litter in the streets surrounding the premises can be traced back to the premises. Many of my residents in surrounding streets suffer particularly from take away cartons being stuffed in to their hedges and thrown in to their gardens when customers finish their food and want to get rid of the packaging. This is an ongoing problem and I have had numerous representations from residents over the years. Extending the opening times will only increase the litter complaints that I have described.

2. Precedent. Moorland Road is lively and cosmopolitan in the evenings; we have good pubs, bars and cafes. The two convenience stores (Sainsbury's and McColl's) now open until 11pm every night. The pubs, Restaurants, bars and Adel's Takeaway also close at 11pm – as such this application is completely out of sync with the Moorland Road District Centre.

3. Disorder. The area around Moorland Road / Shaftesbury Road is residential. There are a significant number of young adults in our community who to enjoy socialising in the City Centre and return to Oldfield Park in the early hours. Over the years there have been a significant number of noise and disorder complaints about people returning to their accommodation in the early hours.

I am concerned that this application, if allowed, will funnel people returning from the City Centre to the takeaway and both create and focus crime and disorder in the immediate and surrounding area.

At present, there is no target for returning revellers other than their homes, and as such they fan out and go their separate ways after walking up from the Lower Bristol Road.

Hot food is already easily available in the City Centre until the hours in the application, and I do not think it appropriate to create a mini Kingsmead Square environment in the heart of the Oldfield Community.

[Empty rectangular box for signature and date]

**I am aware that a full copy of my representation (including my name and address) will be sent to the applicant and will form part of a public document prior to any hearing on this matter.**

Signed

Will Sandry

Date

14/09/10

Contact telephone number(s)  
(This is essential as we may need to contact you at short notice)

There will be a hearing to determine this application. We will send you details of the time, date and location at least 10 working days before the hearing.

This section of the form must be returned to us a minimum of 5 working days before the hearing. If you wish, you may complete this now. Alternatively, you can keep this page and return it to us once you have received details of the hearing.

Name

I will be attending the hearing  I will not be attending the hearing

ENVIRONMENTAL SERVICES

ANNEX C

- 7 SEP 2010

Post Log No: 07/AB 215743  
Receipt No: .....  
CH/CA £: .....

6 THIRD AVENUE  
OLDFIELD PARK  
BATH  
BA2 3NY

6<sup>th</sup> September 2010

Licensing Team  
Bath & North East Somerset Council  
9-10 Bath Street  
BATH  
BA1 1SN

Dear Sir

**Notice of Application For the Grant of a Premises Licence  
ADELS TAKEWAY – 34 SHAFTESBURY ROAD, BATH BA2 3LJ**

We would like to object to the proposed extension to opening hours for the above premises.

When permission was granted for the takeaway in July 2007 one of the conditions was:-  
“The use hereby permitted shall not be operated outside the hours of 0730 to 2200 on any day. Reason: To safeguard the amenities of neighbouring residential occupiers”.

Since opening the owners have never kept to this condition. We were asked to monitor closing times and in October 2007 Mr R Allard (Planning Enforcement Officer) prepared a Breach of Conditions Notice in respect of the opening hours, as well as ventilation and odour control issues. Although the takeaway did then shut for a while at 10pm it has since extended its closing time to anything between 11 and 12 midnight. Smells from the chimney also still remain a problem.

There is a bus shelter between the takeaway and our house and this is often used by people at night who have bought food from Adels to sit in and eat their food. This generates noise and rubbish as the containers are then left scattered about. No attempt is made by staff to litter sweep in the area when closing and requests from neighbours about this issue have been met with blank refusals.

This is a residential area and we feel that by allowing the takeaway to open until between 1 and 3am in the morning there will be an increase in noise, traffic and litter with people being drawn to the area. On past experience the owners are unlikely to keep to the midnight or 1am closing time on the specified days.

We realize this will probably be the only objection you receive but would ask that you listen to our concerns. Oldfield Park has, over the past few years, become a large student base, most of whom would probably welcome the increase in hours, but there are many late opening food outlets in the centre of Bath to meet their needs and it would be nice for once if the ordinary residents' amenities were considered.

Yours faithfully

Dear Sirs

re. Adel's Takeaway and Cafe - 34 Shaftesbury Road, Bath

I am writing to comment on the application for extended hours for the above premises for the late night sale of alcohol and food. I feel this application would be detrimental to the area owing to an increase in late night noise and litter.

There are no other establishments within this area open at these hours so all patronage will come from outside the area, ie town centre. This in itself will lead to an increase in traffic noise and possibly unsociable behaviour.

I trust my views will be taken into account when viewing this application.

Yours faithfully

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