

Bath & North East Somerset Council		
MEETING	Licensing Sub Committee	
MEETING DATE	Thursday 25 June 2020	EXECUTIVE FORWARD PLAN REFERENCE:
TITLE:	SPAR 21-23 HOLCOMBE LANE, BATHAMPTON, BATH BA2 6UL	
WARD:	Bathavon North	
AN OPEN PUBLIC ITEM		
<p>List of attachments to this report:</p> <p>Annex A Application for a new premises licence</p> <p>Annex B Plan of premises and site plan</p> <p>Annex C Representations from Other Persons</p>		

1 THE ISSUE

- 1.1 An application has been made under s.17 Licensing Act 2003 by AMAHAR LIMITED in respect of a premises licence for Spar, 21-23 Holcombe Lane, Bathampton, Bath BA2 6UL.
- 1.2 Relevant representations have been received within the statutory period.

2 RECOMMENDATION

- 2.1 The Committee is asked to determine the application.

3 THE REPORT

- 3.1 An application has been received for a new Premises Licence (Annex A).
- 3.2 The application proposes the following licensable activity:

The sale of alcohol for consumption off the premises only

Every Day 06:00 to 23:00 hours

- 3.3 The application proposes the following opening times:

Every Day 06:00 to 23:00 hours

3.4 The following measures have been offered by the applicant to promote the licensing objectives:

- Spirits will be located behind the counter;
- The premises shall have a sufficient cameras located within the premises, to cover all public areas including the outside of the premises covering the entrance/exit;
- Signage advising customers that CCTV is in operation shall be displayed in public areas;
- The CCTV system shall operate all times the premises are open for licensable activity. All equipment shall have a constant and accurate time and date generation;
- The recording system shall record to evidential standard and be retained for a minimum of 31 days;
- CCTV recordings shall be made available to the Police and any relevant officer of a Responsible Authority upon reasonable request by an authorised member of staff as soon as reasonably practicable;
- Staff shall be trained in line with their responsibilities in the retail sale of alcohol before they start to sell alcohol. Written records shall be kept of all training. Training records are to be available for inspection upon reasonable request by the Police or other relevant officer of a responsible authority;
- A refusal book shall be operated and maintained; the book will be available for inspection upon request by a relevant officer of a Responsible Authority;
- A Challenge 25 policy will be operated at the premises. Acceptable forms of identification shall be passport, a photo driving licence and a PASS accredited identification card;
- Challenge 25 Posters shall be displayed in prominent positions at the premises.
- Notices shall be displayed requesting customers to be respectful to local residents when leaving the premises at night;
- The frontage of the store shall be swept daily.

3.5 The plan of the premises and a site plan are attached at Annex B.

3.6 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:

the prevention of crime and disorder;

public safety;

the prevention of public nuisance; and

the protection of children from harm

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

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

3.9 Section 4(3)Licensing Act 2003 states that 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:-

Paragraphs 3-6, 8-10, 13-14, 17-24, 29, 33-36, 38-41 of the 2015 policy;

Chapters 2, 8, 9 and 10 of the Statutory Guidance as revised **April 2018**;

Sections 4, 9, 10, 11, 12, 13, 16, 17, 18, 23, 182, and 183 of the Act

3.10 The Licensing Authority recognises that Licensing and Planning are separate regimes. Where an application is granted by the Licensing Authority which would require planning permission this would not relieve the applicant of the need to obtain that permission. It will still be necessary for the applicant to ensure that he/she has **ALL** the necessary permissions in place to enable them to run the business within the law.

3.11 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 in accordance with the direction of the court. The court may make such order for costs as it thinks fit.

3.12 In accordance with the requirements of the Act, copies of the application were forwarded to the Police, the Fire Authority, Environmental Health, Development Control, Trading Standards, Health Authority and the Safeguarding Children and Young Persons Team.

3.13 The applicant was required to place a notice at the premises for a period of 28 consecutive days starting the day after the application was made, and to place an advert in a local newspaper within 10 working days of submitting the application to the licensing authority.

3.14 Twelve representations of objection have been received within the statutory period from interested parties. They express concern that the applicant's proposals are likely to undermine all four of the licensing objective(s) Annex C).

3.15 As relevant representations have been received, the Licensing Sub Committee must determine the application in accordance with the Licensing Act 2003.

4 STATUTORY CONSIDERATIONS

- 4.1 An Equality Impact Assessment (EqIA) has been completed. No adverse or other significant issues were found.
- 4.2 Consideration must be given to the Human Rights Act 1998 and the “convention rights”.
- 4.3 The Sub Committee have been delegated authority to determine the application on behalf of the Licensing Authority in accordance with the Licensing Act 2003.
- 4.4 When reaching a decision, the Licensing Authority must carry out its functions with a view to promoting the four licensing objectives.

5 RESOURCE IMPLICATIONS (FINANCE, PROPERTY, PEOPLE)

- 5.1 The costs of processing licences are covered by the fees charged. The fee for this application is £ 190.00.

6 RISK MANAGEMENT

- 6.1 A risk assessment related to the issue and recommendations has been undertaken, in compliance with the Council's decision making risk management guidance.

7 CLIMATE CHANGE

- 7.1 The licensing objectives do not require the applicant to specify steps to mitigate the impact of climate emergency. However, the applicant is encouraged to consider locally sourced ingredients and to reduce single use plastic in the operation of their business.

8 OTHER OPTIONS CONSIDERED

- 8.1 None.

9 CONSULTATION

- 9.1 The Council's Monitoring Officer (Director – Legal & Democratic Services and Council Solicitor), Section 151 Officer (Director of Finance) and Head of Building Control and Public Protection have had opportunity to input to this report and have cleared it for publication.
- 9.2 This report has not been sent to the Trades' Union as they would have no involvement.

Contact person	Terrill Wolyn, Senior Public Protection Officer (Licensing) 01225 396939
Background papers	Licensing Act 2003 Guidance issued under s.182 of the Licensing Act 2003 Licensing Act 2003 (Premises and Club Premises Certificates) Regulations 2005 B&NES Statement of Licensing Policy
Please contact the report author if you need to access this report in an alternative format	

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 AMAHAR 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 detail

Postal address of premises or, if none, ordnance survey map reference or description SPAR 21-23 HOLCOMBE LANE			
Post town	BATHAMPTON	Postcode	BA2 6UL

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£14250

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | |
|--|--------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | X | please complete section (B) |
| ii as a partnership (other than limited liability) | <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) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | 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 (by ticking yes to one box below):

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		
Date of birth		I am 18 years old or over <input type="checkbox"/>		Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

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		
Date of birth		I am 18 years old or over		<input type="checkbox"/>	Please tick yes
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential 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 AMAHAR LIMITED
Address 46 TRINITY ROAD COMBE DOWN BATH BA2 5AB
Registered number (where applicable) 11724381
Description of applicant (for example, partnership, company, unincorporated association etc.) LIMITED COMPANY
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY			
0	9	0	6	2	0	2	0

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

DD		MM		YYYY			

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

CONVENIENCE STORE

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 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish				
Mon			<u>Please give further details here</u> (please read guidance note 4)			
Tue						
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)			
Thur						
Fri			<u>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</u> (please read guidance note 6)			
Sat						
Sun						

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			
Fri			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)			
Mon						
Tue			<u>Please give further details here</u> (please read guidance note 4)			
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)			
Thur			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)			
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)			
Sat			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)			
Sun			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)			

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Fri					
Sat			<u>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</u> (please read guidance note 6)		
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)			
Mon						
Tue						
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)			
Thur						
Fri						
Sat			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)			
Sun						

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	X
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5)		
Mon	06.00	23.00			
Tue	06.00	23.00			
Wed	06.00	23.00			
Thur	06.00	23.00			
Fri	06.00	23.00			
Sat	06.00	23.00			
Sun	06.00	23.00			
			<u>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</u> (please read guidance note 6)		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name AIJAZ AHMED MAHAR	
Date of birth 3/6/87	
Address 46 TRINITY ROAD COMBE DOWN BATH	
Postcode	BA2 5AB
Personal licence number (if known) B&NES/15/03828/LAPER	
Issuing licensing authority (if known) BATH & NORTH EAST SOMERSET COUNCIL	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	<u>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</u> (please read guidance note 6)
Mon	06.00	23.00	
Tue	06.00	23.00	
Wed	06.00	23.00	
Thur	06.00	23.00	
Fri	06.00	23.00	
Sat	06.00	23.00	
Sun	06.00	23.00	

M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

1. Spirits will be located behind the counter.
2. The premises shall have sufficient cameras located within the premises to cover all public areas including the outside of the premises covering the entrance/exit.
3. The CCTV system must be operating at all times whilst the premises are open for licensable activity. All equipment shall have a constant and accurate time and date generation.
4. The recording system must record to evidential standard and be retained for a minimum of 31 days.
5. CCTV recordings shall be made available to the Police and any relevant officer of a responsible authority upon reasonable request by an authorized member of staff as soon as is reasonable practicable.
6. Staff shall be trained with regard to their responsibilities in the retail sale of alcohol before they start to sell alcohol. Written records shall be kept of all training. Training records are to be available for inspection upon reasonable request by the Police or other relevant officers of a responsible authority.
7. A refusals book will be operated and maintained and the book will be available for inspection upon request by a relevant officer of a responsible authority.
8. A Challenge 25 policy will be operated at the premises. Acceptable forms of identification shall be a passport, a photo driving licence and a PASS accredited identification card.
9. Challenge 25 posters shall be displayed in prominent positions at the premises.
10. Notices requesting customers to be respectful of local residents when leaving the premises at night.
11. The store frontage will be swept daily

b) The prevention of crime and disorder

1. Spirits will be located behind the counter.
2. The premises shall have sufficient cameras located within the premises to cover all public areas including the outside of the premises covering the entrance/exit.
3. The system shall be able to cope with all levels of illumination throughout the premises. CCTV warning signs to be fitted in public places.
4. The CCTV system must be operating at all times whilst the premises are open for licensable activity. All equipment shall have a constant and accurate time and date generation.
5. The recording system must record to evidential standard and be retained for a minimum of 31 days.
6. CCTV recordings shall be made available to the Police and any relevant officer of a responsible authority upon reasonable request by an authorized member of staff as soon as is reasonable practicable.

c) Public safety

1. The premises shall have sufficient cameras located within the premises to cover all public areas including the outside of the premises covering the entrance/exit.
2. The system shall be able to cope with all levels of illumination throughout the premises. CCTV warning signs to be fitted in public places.
3. The CCTV system must be operating at all times whilst the premises are open for licensable activity. All equipment shall have a constant and accurate time and date generation.
4. The recording system must record to evidential standard and be retained for a minimum of 31 days.
5. CCTV recordings shall be made available to the Police and any relevant officer of a responsible authority upon reasonable request by an authorized member of staff as soon as is reasonable practicable.

d) The prevention of public nuisance

1. Notices requesting customers to be respectful of local residents when leaving the premises at night.
2. The store frontage will be swept daily

e) The protection of children from harm

1. Staff shall be trained with regard to their responsibilities in the retail sale of alcohol before they start to sell alcohol. Written records shall be kept of all training. Training records are to be available for inspection upon reasonable request by the Police or other relevant officers of a responsible authority.
2. A refusals book will be operated and maintained and the book will be available for inspection upon request by a relevant officer of a responsible authority.
3. A Challenge 25 policy will be operated at the premises. Acceptable forms of identification shall be a passport, a photo driving licence and a PASS accredited identification card.
4. Challenge 25 posters shall be displayed in prominent positions at the premises.

Checklist:**Please tick to indicate agreement**

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

- be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15). X

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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

Part 4 – Signatures (please read guidance note 11)

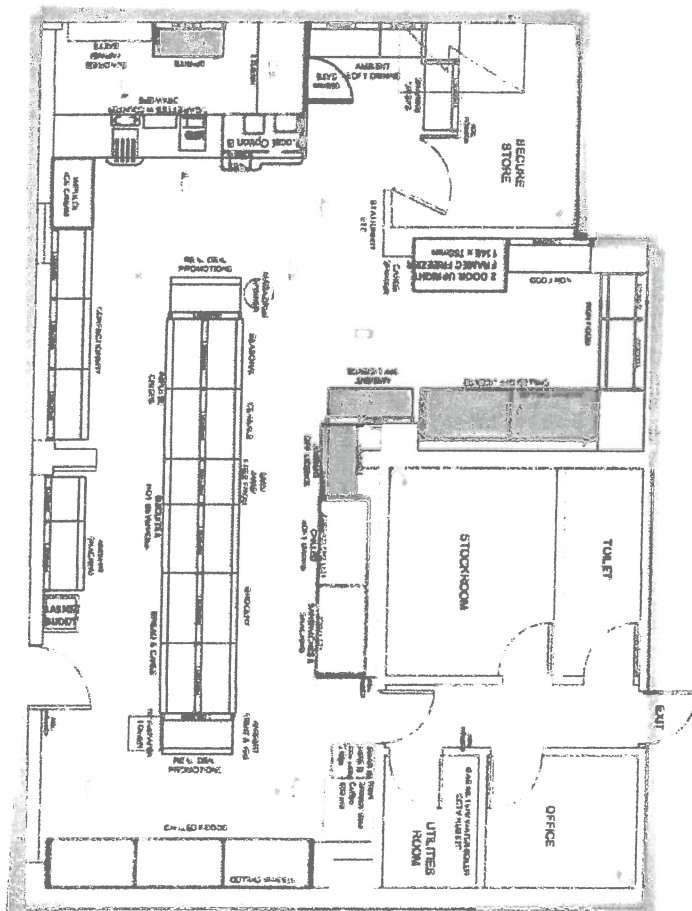
Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	11 TH MAY 2020
Capacity	AGENT

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). 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 14) RICHARD BAKER RB RETAIL & LICENSING SERVICES LIMITED 23 MAGISTER DRIVE LEE ON THE SOLENT			
Post town	PORTSMOUTH	Postcode	PO13 8GE
Telephone number (if any)	07771 540066		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) INFO@RBRLS.CO.UK			



Dave Harrington
Macro Space Manager
Appleby Westward Group Limited
t: 01752 854047
m: 07747 756853
e: d.harrington@applebywestward.co.uk
w: www.sirsgp.com

27

ALIHAZ MAHAR

Addressee

Hawkhurst Lane
Bathampton
Avon
BA2 6UL

Drawing Tools

ALVAREZ MAHAR · BATHAMPTON

774 sq ft

NEIGHBOURHOOD

Drawn by

1:1006AA	30.04.20	DK01
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Chawng Nio

MAA1-BAT-2020

Notes

DR. PATRICIA M. FEN
OCCUPATIONAL

CITY CAMERA

CITY CAME

UNION

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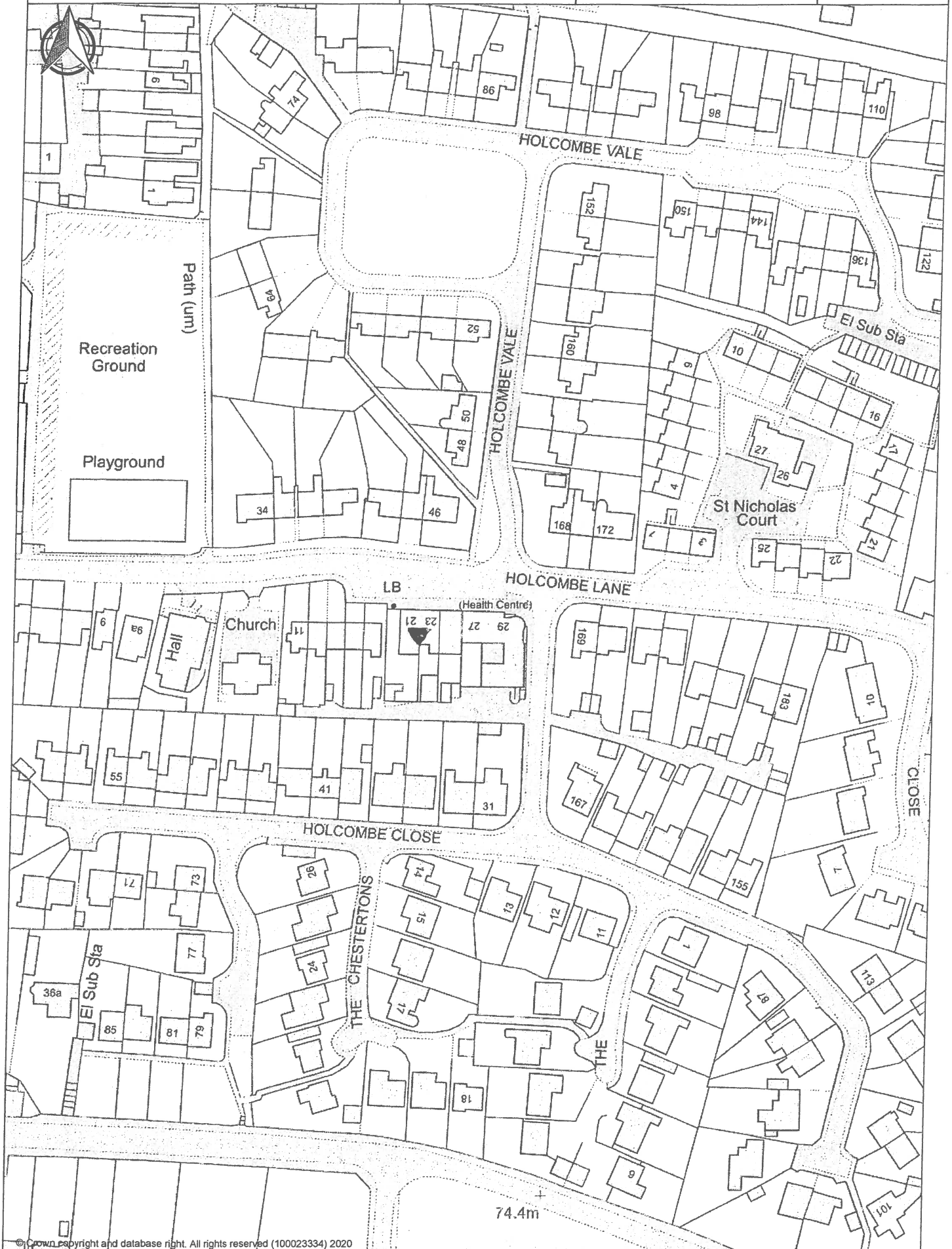
Spar, 21-23 Holcombe Lane, Bathampton ▼

Bath and North East Somerset

0 10 20 30 40m
Scale: 1:1400

Author:

Date: 04/06/2020

Bath & North East
Somerset Council

From: CHRIS LENG

Sent: 27 May 2020 20:26

To: Licensing

Cc

Subject: Licensing Application Reference: 20/00821/LAPRE

As a homeowner atHolcombe Lane I object to the proposed opening times of Licensing application ref: 20/00821/LAPRE.

There are numerous reasons for my objection as follows:

1. NOISE

This a very quiet residential road with very little traffic as it is not a through road. Traffic is generally local residents traffic only especially after the surgery is closed. Having an off-license/shop open until 23:00hrs is likely to tempt non-local visitors to the shop, creating traffic noise including noise peaks when parking and starting engines.

A noise survey before the shop opens must be carried out by an independent specialist to establish what the normal noise levels are up to 23:00. If the application is granted a subsequent noise survey should be carried out once normal usage of the premises is obtained. This should be paid for by the applicant and open for review by all local residents. It should also be reviewed by inde qualified assessors.

2.

FAMILIES

There are many families in the immediate vicinity of the shop including my own with 3 children whose ages are 8, 5, and 1. The 1 year has a bedroom at the front of the house and settles down for bed at 19:00. Peak noise caused by cars frequently stopping and starting in the evening will disturb many residents, not just our children.

3.

HEN/STAG PARTIES

A local problem encountered over the last few years is the increase of stag and hen parties on narrow boats turning up at the local pub The George. Persistent rowdiness of these parties led to The George banning stag and hen parties. If these parties know there is an outlet for alcohol a few hundred meters from their boat they will all ascend through the village with the usual noise and unruliness associated with stag and hen parties. Again a greater than usual noise level.

4.

FLATS ABOVE

There are flats above the shop and adjacent properties that are currently on the market for sale! The noise generated by a door opening and closing will reverberate to upstairs, also with potential for a door alarm for stolen items to generate high noise levels.

5.

PREVIOUS ATTEMPTS

Unfortunately, for all of us the last few businesses that occupied the premises failed to succeed in being profitable enough to succeed. This is because we all use online or go to the supermarket instead of paying more staying local! I cannot see how this will work, License granted til 23:00 or not.

As stated above I object to the application.

I would be grateful for a shop to occupy the premises during the day, but shut at a sensible time of say 20:00 instead of 23:00. From previous shopkeeper attempts the shop closed at 19:00 as there was no demand after this.

Any questions please contact me.

Regards

Chris Leng

From: IAN MUIR **Date:** 4 June 2020 at 11:57:02 BST

To: licensing@bathnes.gov.uk

Subject: Application for an Alcohol Licence for new Spar shop 21-23 Holcombe Lane, Bathampton

To the Licensing Officer

I understand that there is an application for a licence for the sale of alcohol at the above premises. As I am self-isolating at the moment I have not been able to read any notice or take down any reference number. I also have heard that the licence application is for permission to sell alcohol for the full proposed opening hours of 6.00 am to 11.00pm.

Since 1985/6, I have been a Bathampton resident at....., Bathampton Lane, BA2 6SP (tel). Whilst I am not living adjacent to the above Spar premises, I object strongly to such a long alcohol licensing period, which can only be an attempt to attract addictive and obsessive drinkers into the village to buy cheap alcohol at hours when such alcohol is not readily available elsewhere in the near area. Tesco Express on Bathwick Hill is probably the nearest competing outlet but it has significantly shorter hours for selling alcohol, even though it is nearer the centre of Bath and on a major traffic route into and out of the city.

Holcombe Lane is a narrow village street into a number of small roads which form an effective cul de sac for which there is no other way in or out. All traffic wishing to come from outside the area would have to turn round and exit along the same entry lane, which for a large part of the way is effectively a single traffic lane because of the parked cars on the Northern side. The inhabitants of this effectively enclosed area have plenty of time in the day to buy from the new shop and are largely of an older age group.

Although It may seem that I would be unaffected by late drinkers, this is not really the case. Many drinkers from canal boats or The George, in non-coronavirus times, travel in and out of Bath along the towpath or on boats.

Some get rid of the empty bottles or cans by throwing them into my garden which runs down to the canal and their singing and shouting is also disturbing. The village does not need any other centre for out of hours riotous drinkers because, otherwise, it is normally a quiet and peaceful village mainly of an older generation occupation.

Yours faithfully

Ian Muir

From: Kay Martin
Sent: 04 June 2020 22:12
To: Licensing <Licensing@BATHNES.GOV.UK>
Subject: license objection Holcombe Lane

Please find attached my objection to the proposed license application for 21 to 23 Holcombe Lane

Best wishes

Kay Martin

Holcombe Lane

Bathampton

BA2 6UL

Re Proposal for the retail Sale of Alcohol for consumption off the premises every day from 06.00 to 23.00. I wish to object to the above proposal for an alcohol license after 7.00pm for the following reasons:

1. Holcombe Lane is a residential no through road with many young families and elderly people. The main entrance to the park is also on this road. Anyone who visits the shops by car will have to reverse in order to leave the area. During the summer months the park is used by many young children in the evenings often unaccompanied by adults as it is deemed a safe place to walk to, children use bikes and scooters too. Introducing a late night licence will mean that cars will continue to reverse across the road at a time when children will be playing.
2. Cars late at night will increase noise pollution in the area and will cause a disturbance to the local neighbourhood.
3. Throughout the year Bathampton is visited by many hundreds of narrow boats, the majority being an asset to the village and the addition of a shop will be useful for both residents and boaters alike, however there are a significant number of boats that are hired for the purpose of stag and hen parties. As a

result of the disturbances caused to The George Public House the landlady has now refused to have them in the pub as it is a 'family pub'. At the moment there is very little disturbance from them along Holcombe Lane, Holcombe Close, and Dark Lane as there are no shops open in the evening. Having an off license will, in my opinion, bring the boaters into Holcombe Lane. In general stag and hen parties on boats cause a considerable amount of trouble along the canal and there have been constant complaints to the Canal and River Trust as well as the Police over the last few years because of their behaviour. There is no reason to suppose that this behaviour will be good whilst they walk to the off license to buy yet more alcohol. They are not local, there is no accountability.

At the very least we can expect noise pollution, and probably vomiting, urinating, litter and pranks.

Holcombe Lane can be accessed from the canal both from Dark Lane and from the pathway from the swing bridge on the canal at the end of Holcombe Lane, there are no litter bins en route to the swing bridge so we can expect litter including glass to become a problem along that route, Litter is never a good thing but glass dropped on grass footpaths will be difficult to see and may result in injuries to animals and people alike.

We do not have a regular police presence during the day and there is none in the evening. To say that the off license will carry out checks to the people they sell alcohol is at best disingenuous, when a group of people are involved there is often one who can pass the alcohol checks and as you have stated it is not the responsibility of the applicant to be made responsible for the actions of others once they are beyond the control of the premises.

Dr S Batterbury
Holcombe Lane
Bathampton
BA2 6UU
07/06/2020

The Licencing Officer
Licensing services
Bath and North East Somerset Council

Re: Proposal for the retail Sale of Alcohol for consumption off the premises every day from 06.00 to 23.00.

Dear Terrill Wolyn,

I wish to object to the above proposal for an alcohol license for 21-23 Holcombe Lane after 5.30pm for the following reasons.

1. Additional traffic having to reverse and turn around.

Holcombe Lane is a residential area with numerous families with young children living next door to, near to and opposite the proposed shop. Cars coming into the village to purchase alcohol will be obliged to turn around outside my house to leave the village as it is a no through road. There will therefore have to be cars reversing and turning for anyone visiting the shop by car at night. In the summer there are children out playing, going to and from the park. Currently there is very little traffic especially in the evening: if traffic increases there are no safe crossing points for children returning from the park in the evening on Holcombe Lane. There are also only a limited number of parking places.

2. Noise pollution at night

I am concerned about the noise pollution associated with the sale of alcohol late into the evening and at night. Both my children have bedrooms at the front of the house. The noise of doors slamming from cars and people potentially talking loudly as they come to the shop to buy alcohol would disturb them and they have said they would find this frightening.

3. Change of character of this area

This is a residential village community and it has always been very quiet in the evening here. The proposal is entirely out of character with the area. I have lived in Bathampton for several decades and there is no precedent of shops being open in the evening nor of evening alcohol sales taking place here in the evening nor at night.

4. Litter

The Parish Council has not in the past had a budget for clearing up litter. I am a former Parish councillor and litter has been cleared a volunteer basis by members of the village. The village does not have the infrastructure to clean up additional litter associated with an increase in sale of alcohol and it is unreasonable to expect volunteers to have to deal with this.

5. Potential for antisocial behaviour

Parties on the canal (typically stag and hen parties on rented boats) have in the past caused antisocial behaviour in the Pub "the George" in Bathampton, as well as vomiting outside Bathampton Primary School near the bins. This is known to the police as well as the Canal and River Trust and to the Pub. Having such non-local visitors come up into the residential part of the village to stock up on alcohol would constitute a significant social problem if it becomes known that alcohol can be purchased here. There is no police presence in the village in the evening and the village does not have the infrastructure to clear up after them.

The area is a no through road with children living in almost every house in the immediate vicinity of the proposed shop for selling alcohol. There are also vulnerable older residents living in the village who would find such a change difficult.

I do not have a CCTV camera and I am a widow with young children, and I would feel vulnerable myself to antisocial behaviour happening here. I live at ... Holcombe Lane and I am concerned about noise at night, antisocial behaviours including the potential for litter or glass bottles to be pushed through my hedge.

It is for these reasons that I wish to object to the proposal for an alcohol licence for 21-23 Holcombe Lane until 11pm at night. The suggestion that this should also be every day means that there will never be any let up from the disturbance - not even at weekends nor on Sundays. This would constitute a marked change to the character of this area and is without precedent.

Yours faithfully

Dr S Batterbury
... Holcombe Lane, Bathampton BA2 6UU

From: Harriet Evetts
Sent: 07 June 2020 19:49
To: Terrill Wolyn <Terrill_Wolyn@BATHNES.GOV.UK>
Subject: Spar - REPRESENTATION from Harriet and Edward Evetts

Dear Sir / Madam,

I am writing to object to the application for a late licence to sell alcohol for the Spar shop that is set to open in Bathampton Village soon.

I live opposite the shop with my husband and three children. We object because we feel it is unnecessary to have the extra noise that is likely to come from this in a residential area with young families. My children's bedrooms overlook the shop and we don't want to hear car doors slamming at 11pm and people shouting and car engines running. We feel that this is not acceptable in a residential area.

We hope you will give this due consideration.

With kind regards,

Harriet and Edward Evetts

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:	20/00821/LAPRE
Applicant's name:	Amahar Limited
Premises name and address:	21-23 Holcombe Lane Bathampton Bath BA2 6UL
Application for a:	Premises Licence under section 17 of the Licensing act 2003 (Alcohol Sales)

Objector Details:

Objector's Name:	David Mayo
Objector's Address:	Holcombe Lane Bathampton BATH BA2 6UL
Organisation name if applicable:	n/a

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



We are looking forward to the return of a local shop and full time Post Office to Bathampton. We have felt the impact that the lack of a shop over the last few years has had on the village. However whilst previous shops have had alcohol licenses, we feel the hours requested in this application are inappropriate for its location.

The Kennet & Avon Canal runs through Bathampton and it is home to not only long term boaters but also many passing boats. Whilst the majority of boaters are considerate and quiet, there is still a portion of them who are not.

We have lived in the village for 12 years next door to the shop and cannot remember the shop's previous three owners opening beyond 7pm so we have no evidence to prove there have been problems in the past, therefore we are forced to rely on testimonies and anecdotal evidence of those living on or overlooking the canal:

There are several instances a year of noisy boaters reported to the local council. There has been a sign outside The George for about a year stating that stag parties were no longer allowed in due, we understand, to a stag party that caused a lot of disturbance. The area outside The George was designated as a Quiet Zone about 5 years ago due to the number of instances of noise after 11pm.

Our concern based on the experience of others in the village is that there will be a marked increase in public nuisance incidents caused by the sale of alcohol for consumption off premises by The Spar. Whilst it would be possible to build a relationship with the long term boaters and work with them to reduce these tensions, there is clearly no recourse for holiday boats, many of which are hired by stag and hen parties.

One can well envisage all residents along Dark Lane, Holcombe Vale and Holcombe Lane having their nights interrupted by noisy groups stocking up on alcohol for the evening to continue the party into the night. And who could blame them for wanting to relive their youth and having a quick play in the children's play park situated less than 200m from the shop while they're there?

In conclusion we feel it would be more appropriate to stop selling alcohol at 19:00. This will still allow everyone to benefit from the shop but it will stop people who will already have been drinking from creating an atmosphere of intimidation in the village.

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

David Mayo

Date

7 June, 2020

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:	20/00821/LAPRE
Applicant's name:	Amahar Limited
Premises name and address:	Spar, 21-23 Holcombe Lane, Bathampton BA2 6UL
Application for a:	Sale of alcohol for consumption off the premises

Objector Details:

Objector's Name:	Dr Katherine Lutteroth
Objector's Address: Holcombe Lane, Bathampton BA2 6UL
Organisation name if applicable:	n/a

Objection Details:

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

- | | |
|----------------------------------|-------------------------------------|
| Prevention of crime and disorder | <input checked="" type="checkbox"/> |
| Prevention of public nuisance | <input checked="" type="checkbox"/> |
| Protection of children from harm | <input type="checkbox"/> |
| Public safety | <input type="checkbox"/> |

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 would like to make a representation opposing the long hours applied for the new Spar shop on Holcombe Lane. The proposed alcohol licence is from 6:00 - 23:00 for sale of alcohol for consumption off the premises.

Although I welcome the provision of a permanent shop to the village and feel that this would be a great asset to Bathampton, I am concerned about the long hours proposed for the alcohol licence. In particular, I am concerned about the suggested long evening hours, with the shop proposing to sell alcohol until 23:00. My objection to the long evening hours when alcohol will be available for sale is on the grounds of both the prevention of public nuisance as well as the prevention of crime and disorder, as per the Licensing Act 2003.

My objection relates specifically to the location of the Spar shop on Holcombe Lane and the close proximity (within a couple of minutes' walk) to both the sheltered housing complex St Nicholas' Court and the village playing field and playground. St Nicholas' Court is home to elderly and vulnerable residents of the village and there have been numerous issues relating to drunk youths causing disturbance to these vulnerable residents, including tampering with key safes, especially at evenings and nights. Furthermore, I am especially concerned that as these vulnerable residents are currently shielding due to the coronavirus, they will have been unable to get out to see the licence application and make their views on this application known. Were this licence to be granted in its current state, with the long evening opening hours till 23:00, I feel that this could have a detrimental effect on the quality of life of these residents and their safety, considering the occurrence of alcohol related incidents at late hours.

The close proximity of the proposed Spar shop to the village playing fields and playground is also of concern. Last summer in the late evenings, I was the victim of alcohol-related verbal abuse whilst pregnant from youths on the playing field, which was reported to the police. If the long evening licensing hours were to be granted, I am concerned that there would be further alcohol-related public disturbance in this area. Furthermore, as this village playing field is adjacent to the village playground, littering of the area with bottle waste could be dangerous for the children of the village. In my experience (I have lived in the village since 2016), alcohol-related disturbance incidents in our village field tend to occur at later hours, so would likely be exacerbated if alcohol was for sale at the Spar shop late at night.

I would also like to draw to the Council's attention the licensing hours which have been granted to village shops of similar size villages in the Bathavon North district. The Bathford Village Shop (licence number 16/01413/LAPRE) is licenced for the sale of alcohol Mon-Sat 07:30-21:00 and Sun 08:00 - 21:00, and the Freshford Galleries Shop & Café (licence number 18/04067/LAPRE) is licensed for the sale of alcohol Mon-Sat 08:00-20:00 and Sun

09:00-14:30. In addition the previous shop on this premises in Bathampton had licensing hours until 20:00 without causing obvious additional public nuisance, crime or disorder.

Based on the previous incidents in our village and the licensing hours of similar village shops in our area and the previous alcohol license granted to the premises, I feel that licensing hours till 20:00 at night would be more suitable and would help to avoid additional alcohol-related incidents.

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

Katherine Lutteroth

Date

05/06/2020

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

Dr Katherine Lutteroth

I will be attending the hearing

☒

I will not be attending the hearing

☐

I will be represented at the hearing by _____

I will be calling the following witness(es):

<u>Name and signature of each witness</u>	<u>Details of evidence to be produced by witness</u>

Please delete as appropriate: I consider a hearing to be necessary/unnecessary

Form to be returned to:

Licensing Team
Public Protection and Health Improvement Service
Lewis House
Manvers Street
Bath BA1 1JG

LICENSING ACT 2003
REPRESENTATION FORM

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

I/We object to the following application:

Application number:	Not known
Applicant's name:	Amahar Ltd
Premises name and address:	21-23 Holcombe Lane, Bath BA2 6UL
Application for a:	Licence for the sale of alcohol for consumption off the premises

Objector Details:

Objector's Name:	Dr Christine Griffin
Objector's Address: The Normans, Bathampton, Bath BA2 6TD
Organisation name if applicable:	n/a

Objection Details:

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

- | | |
|----------------------------------|-------------------------------------|
| Prevention of crime and disorder | <input type="checkbox"/> |
| Prevention of public nuisance | <input checked="" type="checkbox"/> |
| Protection of children from harm | <input type="checkbox"/> |
| Public safety | <input type="checkbox"/> |

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

Try to be as specific as possible and detail how the applicant's proposal will have an adverse effect on one or more of the licensing objectives.

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

☐

I understand that a company called Amahar Ltd has applied for a licence to sell alcohol in a new Spar shop in Holcombe Lane, Bathampton. I live nearby and know the area well. I welcome the opening of a small grocery shop, including the sale of alcohol. However, the licence application covers a period from 6.00 to 23.00 hours.

My objection relates to the lengthy proposed hours of the licence to sell alcohol which begin very early and continue into the late evening. This is likely to cause a considerable public nuisance for the following reasons.

- 1) The shop is located in a residential area opposite private homes and a children's playground, next to various community amenities. Selling alcohol at such an early hour, and especially so late into the evening, is likely to cause substantial noise and disruption.
- 2) Holcombe Lane is on a cul de sac and a shop selling alcohol is likely to attract additional traffic to a quiet residential area. The proposed length of the licence would increase the level of public nuisance, especially late into the evening up to 23.00 hours.
- 3) At a time of continued concern for public health and safety due to COVID-19, with many public houses likely to be closed or operating at limited capacity, people might use the late licence to buy alcohol and congregate on the nearby playing field at night.

In addition, other shops of comparable size that sell alcohol for consumption off the premises are not open for such a lengthy period. The Co-op in Larkhall is open from 7.00 to 20.00 hours and the Tesco Express on Bathwick Hill is open from 8.00 to 21.00 hours, both excluding Sundays. These shops are not so close to private homes as the proposed shop in Bathampton and they are both located on busier roads. Granting a licence to the Spar shop in Bathampton would therefore be an exception.

I will be represented at the hearing by _____

I will be calling the following witness(es):

<u>Name and signature of each witness</u>	<u>Details of evidence to be produced by witness</u>

Please delete as appropriate: I consider a hearing to be necessary/unnecessary

Form to be returned to licensing@bathnes.gov.uk or:

Licensing Team
Public Protection Service
Lewis House
Manvers Street
Bath BA1 1JG

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

Christine Griffin

Date

4th June 2020

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.

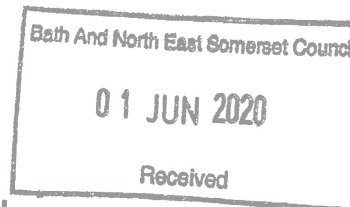
This section of the form must be returned to us a minimum of 5 working days before the hearing. If you wish, you may complete this now. Alternatively, you can keep this page and return it to us once you have received details of the hearing.

Name Christine Griffin

I will be attending the hearing ☐ I will not be attending the hearing ☒

Bath &

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:	
Applicant's name:	AMAHAR LTD
Premises name and address:	SPAR 21-23 HOLCOMBE LANE BATHAMPTON BA2 6UL
Application for a:	ALCOHOL SALE 6AM-23-00pm

Objector Details:

Objector's Name:	MRS R. E. BRENNAN
Objector's Address:	ST NICHOLAS COURT BATHAMPTON BATH BA2 6UL
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 ☒

Making Bath & North East Somerset an
even better place to live, work and visit

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 do not agree to the late
hour of business a reasonable time
would be 4pm.

As an elderly resident of 17 years
it will only bring problems to a very
quiet area of Bath with and will become
a place where we would be afraid
to leave our property as I am in
sheltered accommodation.

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 _____

Date 28 - 05 - 2020 _____

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

my telephone No is Ex
Directory
so keep it private sorry

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 ☒

I will be represented at the hearing by _____

as at 82 I have No Transport

I will be calling the following witness(es):

<u>Name and signature of each witness</u>	<u>Details of evidence to be produced by witness</u>

Please delete as appropriate: I consider a hearing to be necessary/~~unnecessary~~

Form to be returned to:

Licensing Team
Public Protection and Health Improvement Service
Lewis House
Manvers Street
Bath BA1 1JG

Important Information About Your Representation

Why do I need to fill in this form?

While we can accept any written representation, we ask that you complete this form in order to assist the Licensing Sub Committee at the hearing.

Representations made under the Licensing Act must be made public, and by signing this form you give permission for your details to be disclosed. That is why we ask you to complete this form even if you have already made a written representation.

What if I do not want my details to be disclosed?

Anonymous representations will not normally be accepted.

If you think there are exceptional circumstances that would justify you making an anonymous representation, such as the threat of intimidation or violence from the applicant, then please contact the Licensing Office on 01225 396719 to discuss the matter.

Alternatively, you can ask your Parish Council or local Residents' Association to make a representation instead. If you choose to do this, there is no need to complete this form; the Parish Council or Residents' Association will do it if they decide to make a representation.

What do I need to know when writing my representation?

The Licensing Act 2003 sets out four 'licensing objectives', which are listed on the front of this form. Your representation should state how you think the application will affect one or more of these licensing objectives.

What if I want to supply extra information in support of my representation?

You can include the information with your representation form. If you have already made a representation and now want to give us extra information in support of it, you need to send copies of it to the Licensing Office *and* the applicant. This should be done at least 5 working days before the hearing.

If you arrive at the hearing with extra information that has not been sent to the Licensing Office and the applicant, it will only be considered if the applicant and the Committee agree to it. We recommend that you bring at least 10 copies of the information with you to the hearing.

I want to make a representation about traffic/planning issues

Unfortunately, representations about traffic or parking can not be accepted. This is because the licence holder can not be held responsible for the use of the public highway outside of the premises.

The licensing regime is separate from other local government functions, including the planning department. If a Premises Licence is granted for a building, this will not exempt the licence holder from having to obtain the necessary planning permission. We are therefore unable to accept representations that simply refer to the need for planning permission.

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:	20/00821/LAPRE
Applicant's name:	Amahar Limited
Premises name and address:	21-23 Holcombe Lane Bathampton Bath BA2 6UL
Application for a:	Premises Licence under section 17 of the Licensing act 2003 (Alcohol Sales)

Objector Details:

Objector's Name:	Bathampton Parish Council
Objector's Address:	Holcombe Close Bath BA2 6UP
Organisation name if applicable:	Bathampton Parish Council

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

☐

Whilst Bathampton Parish Council welcome the return of a shop to the village we are concerned at the prospect of alcohol being sold until 11pm and the noise associated with the early morning deliveries. The shop is in a quiet residential area but it is very close to the Kennet and Avon Canal. The canal attracts a large number of hen and stag parties on boats. Due to previous experience of unacceptable behaviour, the local Pub 'The George', no longer allows hen and stag parties into their pub and signage regarding this is placed outside of their premises.

We are also home to a large boating community. While most of that community are considerate and respectful members of our community, some of the non-local boaters with continuous cruising licences, are less so.

There is a concern that if alcohol is available in the village shop it could attract hen and stag groups and non local boaters that will cause substantial noise in the area around the shop. Further to this, we have been informed by a resident at St Nicholas Court, (sheltered housing accommodation near to where the premises is requesting a licence) that there have been problems, associated with people drinking alcohol within that area, in the past.

Those issues aside, a shop opening until 11pm would also attract cars into the area with associated noise disturbance to those living nearby.

In view of the above, we would request that the evening hours are restricted. The previous shops that operated within the premises over the last decade, closed at 6 or 7pm. Whilst we do not want to suggest that this is the extent of the licence we would ask that a 9pm restriction would be appropriate with no evening deliveries after 8pm. Additionally we would ask that morning deliveries are not before 7am and 8am on Sunday's to help reduce noise disturbance to nearby residents during the earlier hours.

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

E A Daly

Date

03/06/2020

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 Bathampton Parish Council

I will be attending the hearing ☐ I will not be attending the hearing ☒

I will be represented at the hearing by _____

I will be calling the following witness(es):

<u>Name and signature of each witness</u>	<u>Details of evidence to be produced by witness</u>

Please delete as appropriate: I consider a hearing to be necessary/unnecessary

Form to be returned to:

Licensing Team
Public Protection and Health Improvement Service
Lewis House
Manvers Street
Bath BA1 1JG

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:	20/00821/LAPRE
Applicant's name:	Amahar Limited
Premises name and address:	Spar, 21-23 Holcombe Lane, Bathampton BA2 6UL
Application for a:	Sale of alcohol for consumption off the premises

Objector Details:

Objector's Name:	Councillor Kevin Guy
Objector's Address:	Farm Mill Lane Bathampton Bath BA2 6TS
Organisation name if applicable:	Bath and North East Somerset Council

Objection Details:

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

- | | |
|----------------------------------|-------------------------------------|
| Prevention of crime and disorder | <input checked="" type="checkbox"/> |
| Prevention of public nuisance | <input checked="" type="checkbox"/> |
| Protection of children from harm | <input type="checkbox"/> |
| Public safety | <input type="checkbox"/> |

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 would like to object to the licensing request.

I would like to recommend a sensible time of 8 and not the requested 11, as this was the licensing hours for the last spar shop there.

The grounds for the complaint are that the shop is in the centre of a residential area and reducing the licensing hrs will help prevent potential public nuisance and prevent potential anti social crime and disorder. This is in line with government advice on reasonable reasons to curtail licensing hours.

Bathford shop (licence number 16/01413) and Freshford shop (licence number 18/04067) are both at a similar sensible time and are villages of a similar size.

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

Kevin Guy

Date

05.06.20

Terrill Wolyn

Subject: FW: Spar Bathampton - Email of Support from Cllr Warren for Cllr Guy

From: Sarah Warren (Cllr) <Sarah_Warren@Bathnes.gov.uk>

Sent: 07 June 2020 08:40

To: Terrill Wolyn <Terrill_Wolyn@BATHNES.GOV.UK>;

Subject: Spar Bathampton - Email of Support from Cllr Warren for Cllr Guy

I fully support Kevin's concerns with the proposal.

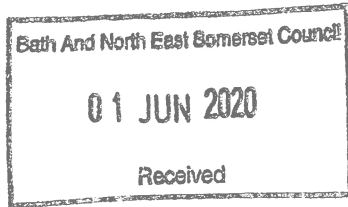
Best regards

Sarah

Sarah Warren

Liberal Democrat Councillor for Bathavon North Ward

Cabinet Member (job share) for Climate Emergency and Neighbourhood Services



Mrs. S.F.C. SHAW
 COTTAGE
 HIGH STREET
 BATHAMPTON
 BA2 6SY.

29 May 20.

Licensing services.
 BATHS.

Re: SPAR - Holcombe Lane -
 Licensing Application.

Dear Sirs,
 I object to the length of
 hours for the above application -
 6am to 11pm - The shop
 is in a quiet residential area
 and this will be very disruptive
 and potentially attract the wrong
 type of people into the area.

Yours faithfully.
