



Doncaster Council

Agenda

To all Members of the

LICENSING SUB-COMMITTEE

Notice is given that a Meeting of the above Committee is to be held as follows:

Venue: Council Chamber - Civic Office

Date: Monday, 18th June, 2018

Time: 9.30 am

Items for Discussion:

Item	Page No.
1. Apologies for Absence	
2. To consider the extent , if any, to which the public and press are to be excluded from the meeting.	
3. Declarations of interest, if any.	
4. Minutes of the Meeting held on 14th May, 2018	1 - 4

A. Reports where the Public and Press may not be excluded.

Jo Miller
Chief Executive

Issued on: Friday, 8th June, 2018

Governance Services Officer for this meeting

Jonathan Goodrum
Tel: 01302 736709

Doncaster Metropolitan Borough Council
www.doncaster.gov.uk

5. Application for a new Premises Licence - Intake Booze, 71 Sandringham Road, Intake, Doncaster DN2 5HY

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Members of the Licensing Sub-Committee

Chair – Councillor Ken Keegan

Councillors Duncan Anderson, Steve Cox and John Gilliver

Agenda Item 4

DONCASTER METROPOLITAN BOROUGH COUNCIL

LICENSING SUB-COMMITTEE

MONDAY, 14TH MAY, 2018

A MEETING of the LICENSING SUB-COMMITTEE was held in the COUNCIL CHAMBER, CIVIC OFFICE on MONDAY, 14TH MAY, 2018, at 9.30 am.

PRESENT:

Chair - Councillor Ken Keegan

Councillors Bev Chapman, Charlie Hogarth and Ian Pearson.

1 Declarations of interest, if any.

There were no declarations of interest made at the meeting.

2 Minutes of the meetings held on 12th and 16th March, 2018.

RESOLVED that the minutes of the Licensing Sub-Committee meetings held on 12th and 16th March, 2018 be approved as a correct record and signed by the Chair.

3 Application for a Variation of an Existing Premises Licence - The Harvey Arms, Old Bawtry Road, Finningley, Doncaster, DN9 3BY

The Sub-Committee considered an application for the variation of an existing premises Licence for the Harvey Arms, Old Bawtry Road, Finningley, Doncaster, DN9 3BY.

The Sub-Committee Members, the Applicant, the persons making representations and Responsible Authorities, had received the agenda prior to the meeting. Copies of the representations received from a neighbouring resident and Local Ward Councillors for the area, were attached at Appendix E to the report.

Subsequent to the dispatch of the agenda papers, additional information from the Agent acting on behalf of the Premises Licence Holder had been circulated to Members' of the Sub-Committee and the Responsible Authorities, prior to the hearing.

At the commencement of the hearing, the Chair made introductions and outlined the procedure to be followed.

The Agent acting on behalf of the Applicant, the Designated Premises Supervisor and the Business Development Manager for Punch Partnerships (PTL) Ltd, and Councillor Steve Cox, Local Ward Member, made representations and answered questions.

All parties were then asked to leave the Council Chamber, to allow the Members of the Sub-Committee to deliberate on the application.

The Sub-Committee reached the following decision:-

RESOLVED that the Licensing Sub-Committee, having considered an application for a variation of an existing Premises Licence in respect of the Harvey Arms, Old Bawtry Road, Finningley, Doncaster, DN9 3BY, and having taken into account the written representations made and the evidence presented at the meeting, the steps that are appropriate to promote the Licensing objectives, the Home Office Guidance and the Council's Statement of Licensing Policy, decided to grant the application in the terms as set out in the amended Appendix B so that:-

- the plan be amended to include the new barn in the licensed area
- the premises be allowed to open from 08.00am daily for non-licensable activities
- certain outdated conditions under Annex 2 of the Premises Licence, be removed.

together with the Conditions submitted by the applicant's representative dated 1st May, 2018 as set out below:-

1. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance.
2. When regulated entertainment is taking place, staff shall carry out noise assessments outside the premises and a record shall be kept of the times, dates and any issues discovered. Staff shall take action if they believe the premises may be causing a disturbance due to noise levels to local residents. Noise levels shall be monitored using a calibrated Decibel Meter. Records shall be kept for 2 years and be available to authorised officers and officers of the Council.
3. Prominent, clear and legible notices will be displayed at the premises exits requesting customers to leave quietly and reminding them that they are in a residential area.
4. No waste or recyclable materials including bottles, shall be moved, removed from or placed in outside areas between 23.00 hours and 08.00 hours on the following day.

Subject to the following changes; that in proposed Condition 2, records shall be kept for 2 years and be available to authorised officers and officers of the Council, the reference to disturbance shall be amended to read disturbance due to noise levels and noise levels shall be monitored using a calibrated Decibel Meter.

The Sub-Committee have made their decision for the following reasons:-

The Applicant confirmed that they have amended the application, have offered further Conditions and wish to be part of the community. The Sub-Committee noted the amendments were in response to the concerns raised by local residents and Councillors. The Sub-Committee having read the objections were still concerned about noise levels, noting the applicant was purchasing a Decibel Meter. The Sub-Committee therefore added further Conditions to ensure noise levels are kept reasonable using such a meter. The amended application and proposed conditions the Sub-Committee have further amended, ensures the concerns of the objectors are dealt with. The Sub-Committee believes the application as amended, ensures the promotion of the licensing objectives.

CHAIR: _____

DATE: _____

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Doncaster Council

Report

To the Chair and Members of the

LICENSING SUB-COMMITTEE

Licensing Act 2003 – Application for a New Premises Licence.

Intake Booze, 71 Sandringham Road, Intake, Doncaster, DN2 5HY

EXECUTIVE SUMMARY

1. To request that members of the Sub-Committee determine the application for a new premises licence in respect of Intake Booze, 71 Sandringham Road, Intake, Doncaster, DN2 5HY. The procedure for considering the application is set out at Appendix A.

RECOMMENDATIONS

2. It is recommended that the Sub-Committee determine this application having regard to the representations made and the evidence before it.

WHAT DOES THIS MEAN FOR THE CITIZENS OF DONCASTER

3. The Licensing Act 2003 requires the Licensing Authority to exercise its obligations on licence applications which are the subject of representations.

BACKGROUND

4. The premises concerned are currently operating as a convenience store.
5. The application is for a new premises licence to permit the sale of alcohol for consumption off the premises (off sales), 08.00 – 23.00, 7 days a week.
6. The premises have previously been licenced for the sale of alcohol. As a result of evidence of illicit tobacco products having been sold from the premises, Doncaster Trading Standards made an application to review the premises licence. On 14 February 2018 the licence was revoked by the Licensing Sub-Committee.
7. A summary of the application is attached as Appendix B to this report.

8. A location plan of the premises is attached at Appendix C.
9. A copy of the application is attached at Appendix D.
10. The application indicates that the premises intend to be open to the public until 23.30 each day. During the consultation period, the agent confirmed by email that the premises intend to close to the public at 23.00. The email is attached at Appendix E.
11. Under the Licensing Act 2003, statutory guidance issued under section 182 of the Act and the Licensing Authority's statement of Licensing Policy, any licensing application under the Act in respect of which representations have been made to the Licensing Authority and which have not been withdrawn or resolved by mediation fall to be determined by the Licensing Sub-Committee having regard to the evidence before it.
12. To prevent a representation from South Yorkshire Police, 3 additional conditions were agreed with the applicant, which the Police have requested should appear on the licence should it be granted. The conditions are detailed at Appendix F.
13. After being made aware of concerns from one or more of the responsible authorities during the consultation period, the agent for the applicant provided a copy of a legal document relating to the lease for the premises. The document is attached at Appendix G.
14. A representation regarding the application has been received from Doncaster Trading Standards, a Responsible Authority under the Licensing Act 2003. The representation raises concerns that, should the licence be granted, the licensing objective of the Prevention of Crime and Disorder will not be promoted due to the involvement in the business of Mr Sofi who was the licence holder and Designated Premises Supervisor at the time the licence was revoked. A copy of the representation is attached at Appendix H.
15. A copy of the application has been sent to each of the Responsible Authorities. Details of the application have been published on the Council website.

OPTIONS CONSIDERED

16. The Licensing Act 2003 requires the Licensing Authority to exercise its obligations on licence applications, which are the subject of representations and therefore no other option other than to hold a hearing can be considered.
17. Where the Licensing Authority considers that action under its statutory powers is appropriate, it may take any of the following steps:
 - Grant the licence subject to conditions which are consistent to the operating schedule, modified to such extent as the authority considers necessary for the promotion of the licensing objectives, and those conditions which are mandatory.

- To exclude from the scope of the licence any of the licensable activities to which the application relates.
- To refuse to specify a person in the licence as the premises supervisor.
- To reject the application.

IMPACT ON THE COUNCIL'S KEY OUTCOMES

18.

	Outcomes	Implications
	<p>Doncaster Working: Our vision is for more people to be able to pursue their ambitions through work that gives them and Doncaster a brighter and prosperous future;</p> <ul style="list-style-type: none"> • Better access to good fulfilling work • Doncaster businesses are supported to flourish • Inward Investment 	<p>It is recognised that licensed premises are, quite often, businesses and places of employment.</p> <p>The Licensing Committee/Sub-Committee, subject to the general principles set out in the Council's Statement of Licensing Policy and the overriding need to promote the 4 licensing objectives, will have regard to this outcome when making licensing decisions.</p> <p>The licensing objectives are:</p> <ol style="list-style-type: none"> 1. Prevent crime and disorder 2. Prevent public nuisance 3. Public safety 4. Protection of children from harm
	<p>Doncaster Living: Our vision is for Doncaster's people to live in a borough that is vibrant and full of opportunity, where people enjoy spending time;</p> <ul style="list-style-type: none"> • The town centres are the beating heart of Doncaster • More people can live in a good quality, affordable home • Healthy and Vibrant Communities through Physical Activity and Sport • Everyone takes responsibility for keeping Doncaster Clean • Building on our cultural, artistic and sporting heritage 	<p>The Licensing Committee/Sub-Committee, subject to the general principles set out in the Council's Statement of Licensing Policy and the overriding need to promote the 4 licensing objectives (see above), will have regard to this outcome when making licensing decisions.</p>
	<p>Doncaster Learning: Our vision is for learning that prepares all</p>	<p>The Licensing Committee/Sub-Committee, subject to the general</p>

	<p>children, young people and adults for a life that is fulfilling;</p> <ul style="list-style-type: none"> • Every child has life-changing learning experiences within and beyond school • Many more great teachers work in Doncaster Schools that are good or better <p>Learning in Doncaster prepares young people for the world of work</p>	<p>principles set out in the Council's Statement of Licensing Policy and the overriding need to promote the 4 licensing objectives (see above), will have regard to this outcome when making licensing decisions.</p>
	<p>Doncaster Caring: Our vision is for a borough that cares together for its most vulnerable residents;</p> <ul style="list-style-type: none"> • Children have the best start in life • Vulnerable families and individuals have support from someone they trust • Older people can live well and independently in their own homes 	<p>The Licensing Committee/Sub-Committee, subject to the general principles set out in the Council's Statement of Licensing Policy and the overriding need to promote the 4 licensing objectives (see above), will have regard to this outcome when making licensing decisions.</p>
	<p>Connected Council:</p> <ul style="list-style-type: none"> • A modern, efficient and flexible workforce • Modern, accessible customer interactions • Operating within our resources and delivering value for money • A co-ordinated, whole person, whole life focus on the needs and aspirations of residents • Building community resilience and self-reliance by connecting community assets and strengths • Working with our partners and residents to provide effective leadership and governance 	<p>The Licensing Committee/Sub-Committee, subject to the general principles set out in the Council's Statement of Licensing Policy and the overriding need to promote the 4 licensing objectives (see above), will have regard to this outcome when making licensing decisions.</p>

RISKS AND ASSUMPTIONS

19. There are no risks or assumptions other than those referred to in the Legal Implications below.

20. The Licensing Authority must ensure it complies with its obligations under the Licensing Act 2003 and associated Regulations which includes, but is not limited to the following:-

In considering an application, the committee must have regard to the 4 licensing objectives as referred to above and take into account of the statutory guidance issued by the Home Office and the Council's statement of licensing policy. The committee shall consider the application in accordance with both the Licensing Act 2003 and the Licensing Act 2003 (Hearings) Regulations 2005, and amending secondary legislation. The committee must make its decision based on evidence submitted in accordance with the legislation and give reasons for reaching its decision.

An appeal against the decision of the licensing authority may be made to the Magistrates' Court.

Legal advisors shall be present at the hearing to give specific legal advice.

FINANCIAL IMPLICATIONS [Officer R Taylor - Standard Implications Agreed 2/3/18]

21. The costs associated with applications of this nature and their determinations are met from fees paid to the Council by applicants for Authorisations/Licences under the Licensing Act 2003 and there are no further financial considerations.

HUMAN RESOURCES IMPLICATIONS [Officer D Knapp - Standard Implications Agreed 14/2/2018]

22. There are no human resource implications to this type of report.

TECHNOLOGY IMPLICATIONS [Officer P Ward – Standard Implications Agreed 19/2/18]

23. There are no specific technology implications in regards to this type of report. The Northgate M3 system is used to process the application and record the outcome of the decision.

HEALTH IMPLICATIONS [Officer R Suckling – Standard Implications Agreed 12/2/2018]

24. The Director of Public Health must be fully notified of applications and is entitled to make representations to the licensing authority in relation to the application for to the grant, variation or review of a premises licence. These representation must still be considered 'relevant' and relate to one or more of the licensing objectives.
25. Such representations can potentially be made on the grounds of all four licensing objectives. Perhaps the most obvious example is where drunkenness leads to accidents and injuries from violence, resulting in attendances at emergency departments and the use of ambulance services.

Some of these incidents will be reported to the police, but many will not. Such information will often be relevant to the public safety and crime and disorder objectives.

26. There is also potential for health bodies to participate in the licensing process in relation to the protection of children from harm. This objective not only concerns the physical safety of children, but also their moral and psychological wellbeing. In addition to the responsible authority whose functions relate directly to child protection, the Director of Public Health may also have access to relevant evidence to inform representations about child protection matters. These representations may include, amongst other things, the use of health data about the harms that alcohol can cause to underage drinkers. Where a responsible authority, or other person, presents evidence to the licensing authority linking specific premises with harms to children (such as ambulance data or emergency department attendances by persons under 18 years old with alcohol-related illnesses or injuries) this evidence should be considered, and the licensing authority should also consider what action is appropriate to ensure this licensing objective is effectively enforced. In relation to applications for the grant of a licence in areas where evidence is presented on high levels of alcohol-related harms in persons aged under 18, it is recommended that the licensing authority considers what conditions may be appropriate to ensure that this objective is promoted effectively.

EQUALITY IMPLICATIONS [Officer Initials DDS. Date 30/05/2018]

27. Decision makers must consider the Council's duties under the Public Sector Equality Duty at s149 of the Equality Act 2010. The duty requires the Council, when exercising its functions, to have 'due regard' to the need to eliminate discrimination, harassment and victimisation and other conduct prohibited under the act, and to advance equality of opportunity and foster good relations between those who share a 'protected characteristic' and those who do not share that protected characteristic. There are no specific equality implications arising from this report. However, any activities arising from this report will need to be the subject of separate 'due regard' assessments.

CONSULTATION

28. Copies of the application form have been sent to all relevant Responsible Authorities referred to in Section 13 of the Licensing Act 2003. These are:

South Yorkshire Police

South Yorkshire Fire and Rescue Authority

Doncaster Council – Licensing Authority

Doncaster Council - Planning Services

Doncaster Council - Health & Safety Enforcement

Doncaster Council – Environmental Protection - Enforcement

Doncaster Council - Trading Standards

Doncaster Safeguarding Children Board

Doncaster Council - Public Health

Home Office - Immigration Enforcement

BACKGROUND PAPERS

29. Doncaster Council's Statement of Licensing Policy 2016
30. Home Office Guidance issued under section 182 of the Licensing Act

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Peter Dale
Director of Regeneration and Environment

PROCEDURE FOR CONSIDERING APPLICATIONS**DONCASTER METROPOLITAN BOROUGH COUNCIL****LICENSING ACT 2003****LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005****INFORMATION FOR APPLICANTS AND OTHER PARTIES****1. Meaning of Expressions used in this Document**

<i>“the Act”</i>	- Licensing Act 2003
<i>“the Regulations” or any particular reference to a “Regulation”</i>	- The Licensing Act 2003 (Hearings) Regulations 2005
<i>“the Authority”</i>	- Doncaster Metropolitan Borough Council, in its capacity as the relevant licensing authority under the Act, or where the context so admits the Committee
<i>“the Committee”</i>	- the Sub-Committee of the Authority’s Licensing Committee constituted under the Act to determine the matter before it
<i>“the Chair”</i>	- the member of the Committee appointed to act as Chairperson of the Committee
<i>“the Applicant”</i>	- the party making the application e.g. the licence/certificate holder or prospective holder, or the party seeking a review
<i>“responsible authorities”</i>	- the public or other bodies described in the Act as “responsible authorities” and who have made representations

2. Rights of attendance, assistance and representation at hearings

- (a) A party may attend the hearing and may be assisted or represented by any other person. There is no requirement that a party's representative is legally or otherwise professionally qualified.
- (b) The hearing shall take place in public, unless the Authority decides to exclude the public from all or part of the hearing because it considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing taking place in public. A party and any person assisting or representing a party, may be treated as a member of the public.
- (c) The Authority may exclude from a public hearing any person attending who acts in a disruptive manner, and refuse to re-admit that person, or impose conditions on his/her re-admission. Any such excluded person may, before the end of the hearing, submit to the Authority in writing any such information that he/she would have been entitled to give orally.
- (d) The Authority may dispense with a hearing if all of the persons required by the Act agree that a hearing is unnecessary, have given notice to the Authority that they consider a hearing to be unnecessary, and the Authority have given notice to all parties that the hearing has been dispensed with.

3. Non-attendance of a party at the hearing

- (a) If a party has informed the Authority that he/she does not intend to attend the hearing, or be represented at the hearing, the hearing may proceed in his/her absence.
- (b) If a party who has not so notified the Authority does not attend either in person or by his/her representative, the Authority shall adjourn the hearing to a specified date if it considers it in the public interest to do so, but it shall otherwise proceed with the hearing in that party's absence.
- (c) Where the hearing proceeds in the absence of a party, the Authority shall consider the application, representations or notice made by that party.
- (d) Where the hearing is adjourned, the Authority shall forthwith, notify the parties of the date, time and place to which the hearing has been adjourned.

4. Procedure at the Hearing

The hearing shall take the form of a discussion led by the Authority. The following procedure is intended to give form to such a discussion to ensure that all parties are able to put their case. Each party shall have equal maximum time in which to address the Committee. The Committee may take into account documentary or other information provided by a party before the hearing, or with the consent of all other parties at the hearing. The Committee may change the procedure in individual cases, upon the application of a party, or upon its own motion, if it considers it necessary to properly determine the business before it.

- (a) At the commencement of the hearing, the Chair will make introductions and establish that all parties understand the procedure to be followed. The Committee will then receive and determine any application that a party may wish to make to permit another person to appear at the hearing, and any application that any party wishes to make to vary the following order of addresses.
- (b) The Applicant may then address the Committee and provide any further information that the Authority have requested. At the conclusion of the Applicant's address, members of the Committee may ask the Applicant questions. Following questions by Committee members, any other party that wishes to question the Applicant may request permission to do so. If granted, the party or parties receiving permission may question the Applicant.
- (c) Other parties entitled to address the Committee or given permission to do so under paragraph (a) above, may then do so; and also provide to the Committee any information that the Authority have requested. Following the address, the members of the Committee may question the party addressing the Committee. Following any Committee questions, any other party wishing to question the party that has addressed the Committee may seek the Committee's permission to do so. If granted, the party or parties receiving permission may question the Applicant.

Order of Addresses under paragraph (c)

Subject to any direction given by the Committee under paragraph (a) above, the order of addresses by other parties, under paragraph (c) above, shall be:-

- [1] Any representative of a "responsible authority" (as defined in the Act)
- [2] Any other party opposing the Applicant
- [3] Any other party not falling within category [1] or [2] above, or category [4] below
- [4] Any other party supporting the Application

Permission to question or cross-examine the Applicant or other party

A party may question any other party appearing if given permission by the Authority.

The Committee will determine any application by a party to question another party on its merits.

Cross examination shall not be permitted unless the Authority considers that cross examination is required for it to consider the representations, application or notice, as the case may require.

The Committee shall determine any application by one party to permit cross examination of another on its merits.

Normally, permission will be given to one party to question or cross-examine another, only where:-

- (i) a material fact put forward by one party is disputed by another party and the dispute can be properly determined, only if cross examination is permitted; or
- (ii) the question that one party wishes to put to the other is non contentious and is for the purpose of clarification only.

5. The Committee's Deliberations and Determination

- (a) The Authority considers that normally, it will be in the public interest that the deliberations of the Committee are conducted in private. Deliberations will take place in private unless an application is made by any party present for these to be conducted in public. If any such application is made, the Committee shall determine such application.
- (b) Subject to paragraph (a) above, the Chair shall formally exclude the public including, the parties and their representatives from the meeting under Regulation 14(2), to enable the Committee to deliberate in private. The Committee shall deliberate only in the company of its legal adviser. The function of the legal adviser shall be to advise the Committee on points of law and procedure only.
- (c) If during its deliberations, the Committee require any further information from any party in order to assist in its deliberations, the Chair shall reconvene the public hearing for the purpose of attempting to secure that further information.
- (d) Following the Committee's deliberations, the public shall be re-admitted to the hearing, whereupon the Chair shall announce the determination of the Authority, where the provisions of the Act or the Regulations require a determination to be made at the conclusion of the hearing or otherwise where the Committee is unable to announce its determination.

- (e) Following the announcement of any determination of the application, representations or notice before the Committee, the hearing shall conclude.

6. Record of proceedings

A record of the hearing will be taken in a permanent and intelligible form. Any such record will be kept for a period of six years from the date that the application or review is finally determined (including, in either case, any appeal or judicial review).

Name of Applicant: Mr Ismayil Ali

Name of Premises: Intake Booze

Address: 71 Sandringham Road, Intake, Doncaster, DN2 5HY

Summary of Application:

The summary shows the amendment to the opening hours detailed at Appendix E and the additional conditions agreed with South Yorkshire Police detailed at Appendix G.

	Sale of Alcohol (Off only).	Opening Hours.
	Licensed area (see plans)	Whole of premises
Mon	08:00 - 23:00	06:00 - 23:00
Tues	08:00 - 23:00	06:00 - 23:00
Wed	08:00 - 23:00	06:00 - 23:00
Thur	08:00 - 23:00	06:00 - 23:00
Fri	08:00 - 23:00	06:00 - 23:00
Sat	08:00 - 23:00	06:00 - 23:00
Sun	08:00 - 23:00	06:00 - 23:00

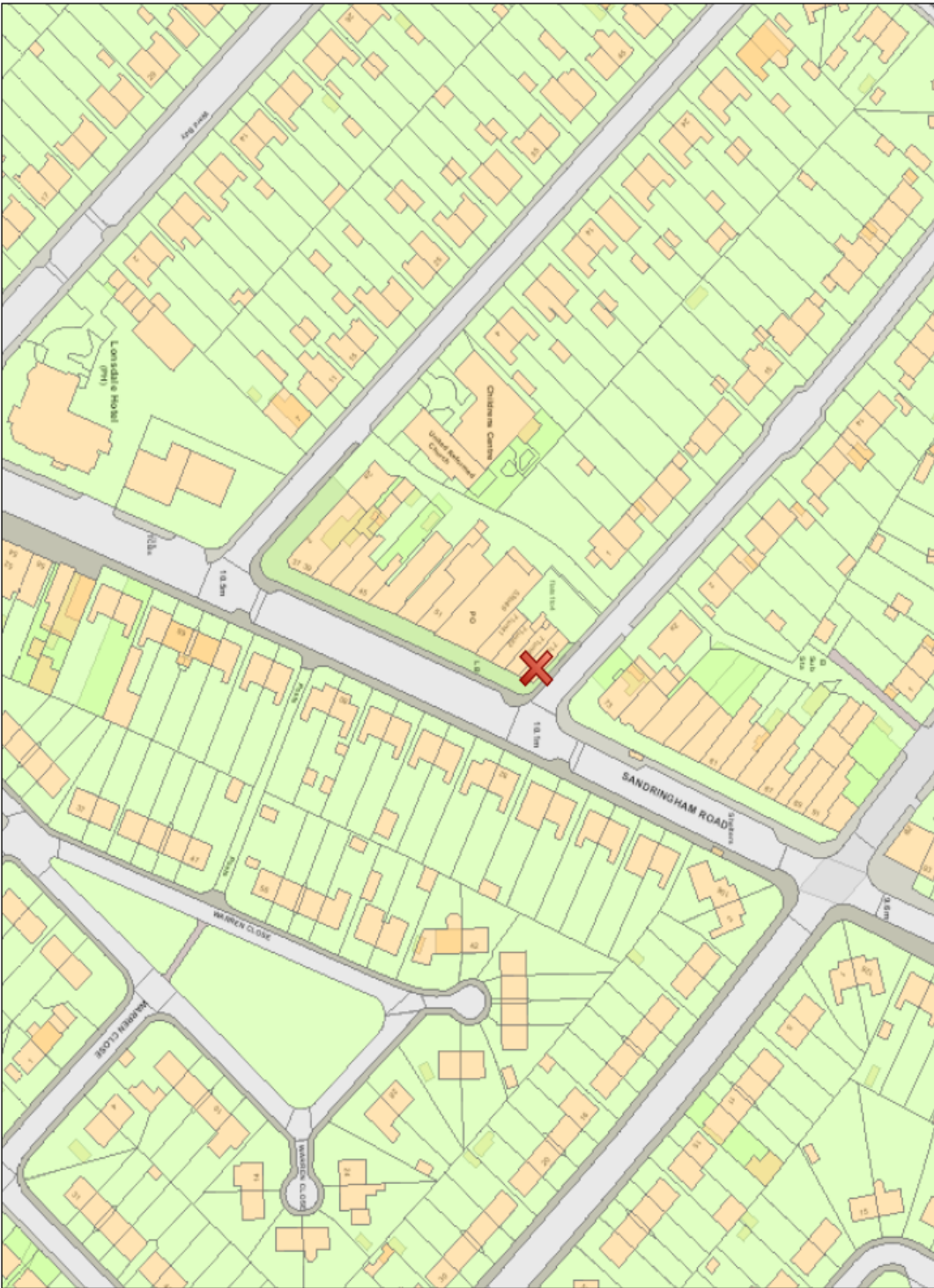
Non Standard Timings:

None

Additional Conditions agreed with South Yorkshire Police:

- Staff will received training on matters concerning underage sales and operating procedures. Records of such training will be kept and made available for inspection by the authorities on request.
- No singular alcoholic drinks, including beer, lager & cider in cans will be sold; a minimum purchase of 4 will be required.
- No Beers, Lager or Cider above 6.5% ABV to be sold at this premise.

Location Plan



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Key :
 Premises Location

Notes :
 71 Sandringham Road
 Intake
 Doncaster
 DN2 5HY

Title :
 Intake Booze

Completed By :
 D Smith

Reference :
 WK/218002697

Date :
 30 May 2018

Scale :
 1:1,563



Doncaster
Application for a premises licence
Licensing Act 2003

For help contact

Telephone: 01302 737590

* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

- Yes No

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

- Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

VAT number

Legal status

Your position in the business

Home country

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

The country where the headquarters of your business is located.

Continued from previous page...

Agent Registered Address

Address registered with Companies House.

Building number or name	1
Street	Highbury Crescent
District	Bessacarr
City or town	Doncaster
County or administrative area	South Yorkshire
Postcode	DN4 6AL
Country	United Kingdom

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address


Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name	Intake Booze
Street	71 Sandringham Road
District	Intake
City or town	Doncaster
County or administrative area	South Yorkshire
Postcode	DN25HY
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	2,325

Section 3 of 21**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 21**INDIVIDUAL APPLICANT DETAILS****Applicant Name**

Is the name the same as (or similar to) the details given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- Yes No

Continued from previous page...

Current Residential Address

Is the address the same as (or similar to) the address given in section one?

Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text"/>

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail	<input type="text"/>
Telephone number	<input type="text"/>
Other telephone number	<input type="text"/>
* Date of birth	<input type="text"/> / <input type="text"/> / <input type="text"/> dd mm yyyy
* Nationality	<input type="text"/> Documents that demonstrate entitlement to work in the UK

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start? 25 / 05 / 2018
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of 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.

The premise is a Food and Veg shop in a residential area.

Page 23

Continued from previous page...

The premise consists of a ground floor front facing customer serving area where Licensable activity will take place.
The main sales of the premise is for the sale of Food.

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

30

Section 6 of 21

PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

Yes No

Section 7 of 21

PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

Yes No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

Continued from previous page...

See guidance on regulated entertainment

Will you be providing performances of dance?

Yes

No

Section 13 of 21

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes

No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes

No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start 08:00

End 23:00

Start

End

SUNDAY

Start 08:00

End 23:00

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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

Name

First name

Family name

Date of birth / /
 dd mm yyyy

Continued from previous page...

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

Continued from previous page...

TUESDAY

Start End

Start End

WEDNESDAY

Start End

Start End

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 18 of 21

LICENSING OBJECTIVES

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

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

Continued from previous page...

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

As listed below.

b) The prevention of crime and disorder

Challenge 21 will be implemented

A CCTV system will be fitted, maintained and in use at all times whilst the premises are open. The CCTV images will be stored for 28 days and police and authorised officers of the council will be given access to images for purposes in connection with the prevention and detection of crime and disorder. Members of the management team will be trained in the use of the system.

c) Public safety

All safety certificates and inspection reports will be kept on site and will be made available for inspection officers or relevant statutory bodies.

An adequate and appropriate supply of first aid equipment will be available on the premises.

Fire safety measures provided on the premises will be maintained in good working order and their adequacy will be determined on a regular basis

All staff will be trained in relation to emergency and general safety procedures.

d) The prevention of public nuisance

Customers will be discouraged from congregating outside the premises

No deliveries of stock will be made to the premises between 2000 and 0800 on any day.

Clear and legible notices shall be displayed at all exits requesting that the public respect the needs of local residents and to leave the area quietly.

e) The protection of children from harm

Challenge 21 will be implemented

A refusals book will be maintained

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is A British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.

Continued from previous page...

- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

PAYMENT DETAILS

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

Premises Licence Fees are determined by the non-domestic rateable value of the premises.

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

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00*

Band E - £125001 and over £635.00*

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

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

190.00

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Continued from previous page...

Address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

DECLARATION

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, if appropriate (please see note 15)

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

Note: Tickbox and declaration are completed on the original application. A security feature removes these details when the form is printed.
DDS - Licensing Officer.

Once you're finished you need to do the following:

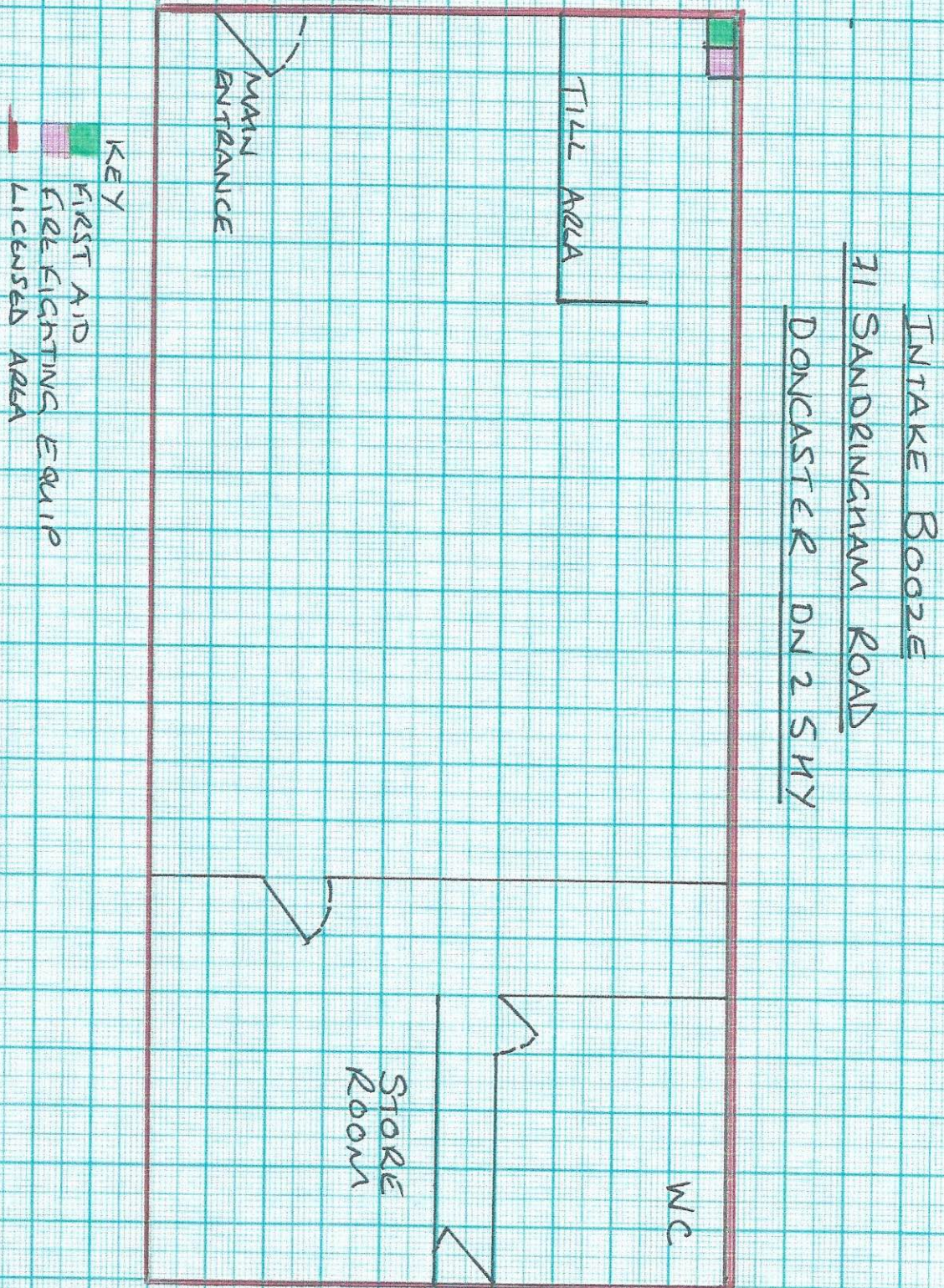
1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/doncaster/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

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

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

SANDOR-ZSIAZ ROAD



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From: Steve Butler [mailto: [REDACTED]]
Sent: 09 May 2018 11:16
To: Licensing (Ext E Mail Address)
Subject: Intake Booze

Good Morning

With reference to the telephone conversation - the applicant agrees to amend the open to the public times from 2330 until 2300 hours.

Thanks

Steve.

Steve Butler
Director
SMB Consultancy.
[REDACTED]

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From: Don_Licensing [mailto:Don_Licensing@southyorks.pnn.police.uk]
Sent: 16 May 2018 08:56
To: Licensing (Ext E Mail Address)
Cc: ANDREW STEELE
Subject: FW: Application for a premise licence for Intake Booze, 71 Sandringham Road, Doncaster

All,

Please see below agreement to the proposed conditions detailed below can you please ensure the conditions are added to the licence should it be granted.

Regards
Tracey
South Yorkshire Police Licensing Department
E-mail: don_licensing@southyorks.pnn.police.uk

Tracey Klein: Ext 0114 252 3948 Int 718948
Andy Steele (Licensing Enforcement Officer) 07899060766

South Yorkshire Police Licensing Dept
Force Headquarters
Carbrook House
5 Carbrook Hall Road
Sheffield
S9 2EH

Website address - southyorks.police.uk



Please be advised that the content of emails may be submitted as evidence to a Licensing hearing should issues arising not be resolved. The Local Council may post them as part of the process on their Website which has public access.

Tackling child sexual exploitation is a priority for the Force and it is the responsibility of everyone to help spot the signs and say something.

For more information visit www.southyorkshire.police.uk/spotthesigns

From: Steve Butler [mailto:██]
Sent: 15 May 2018 12:29
To: Don_Licensing
Cc: ANDREW STEELE
Subject: Re: Application for a premise licence for Intake Booze, 71 Sandringham Road, Doncaster

Good afternoon,

I can confirm that I have spoken to Mr Ali who will accept the conditions suggested.

Regards

Steve

Steve Butler
Director
SMB Consultancy.
████████████████████

On 15 May 2018, at 09:44, Don_Licensing <Don_Licensing@southyorks.pnn.police.uk> wrote:

Dear Mr Ali / Mr Butler,

Following receipt of your application for a premise licence for Intake Booze, 71 Sandringham Road, Doncaster, I have reviewed your proposals and in order to promote the four licensing objectives would require the following conditions adding to the licence:

- Staff will receive training on matters concerning underage sales and operating procedures. Records of such training will be kept and made available for inspection by the authorities on request.
- No singular alcoholic drinks, including beer, lager & cider in cans will be sold; a minimum purchase of 4 will be required.
- No Beers, Lager or Cider above 6.5% ABV to be sold at this premise.

I would be obliged if you could confirm by email that you are happy to adopt the above practices.

Regards

Tracey

South Yorkshire Police Licensing Department

E-mail: don_licensing@southyorks.pnn.police.uk

Tracey Klein: Ext 0114 252 3948 Int 718948

Andy Steele (Licensing Enforcement Officer) 07899060766

South Yorkshire Police Licensing Dept

Force Headquarters

Carbrook House

5 Carbrook Hall Road

Sheffield

S9 2EH

Website address - southyorks.police.uk

<image001.png><image002.png><image003.png>

Please be advised that the content of emails may be submitted as evidence to a Licensing hearing should issues arising not be resolved. The Local Council may post them as part of the process on their Website which has public access.

Tackling child sexual exploitation is a priority for the Force and it is the responsibility of everyone to help spot the signs and say something.

For more information visit www.southyorkshire.police.uk/spotthesigns

SYP Alerts offers information about local policing issues by text, email or voice message. Sign-up now at www.sypalerts.co.uk #SignMeUp

From: Steve Butler [mailto: [REDACTED]]
Sent: 14 May 2018 15:02
To: Smith, David (Licensing) (DMBC)
Subject: Intake Booze

David

With reference to the previous e mail regarding the legal papers in relation to Intake booze.

If you could share the documents with the other bodies I would be obliged.

Thanks

Steve

Steve Butler
Director
SMB Consultancy.
[REDACTED]

From: Steve Butler [mailto: [REDACTED]]
Sent: 14 May 2018 10:46
To: Licensing (Ext E Mail Address)
Cc: Andrew Steele
Subject: Intake Booze Legal Documents

I met with Mr Steele , South Yorkshire Police Licensing Dept on Friday, He explained there are some concerns regarding the lease surrounding intake Booze and the application.

I have attached the legal documents which show the lease transfer.

I submit these for your information.

Regards

Steve

Steve Butler
SMB Consultancy
[REDACTED]



Licence to Assign

Date	11.5.18
Landlord	P.S.C Limited
of	[REDACTED]
Tenant	Shaun Sofi
of	[REDACTED]
Assignee	Ismail Ali
of	[REDACTED]
Premises	ground floor Unit 4 71 Sandringham Road Doncaster
Lease	Date: 16th January 2018
	Parties: P.S.C Limited (1) Shaun Sofi (2)
	Term: seven years

The Landlord permits the Tenant to assign the Lease to the Assignee subject to the following Standard Terms as varied or supplemented by any Special Terms. The Assignee covenants with the Landlord as set out in those terms.

STANDARD TERMS

In this Licence:

- (a) the Landlord includes the persons from time to time entitled to receive the rent reserved by the Lease;
- (b) the Premises are more fully described in the Lease;
- (c) assign and assignment include transfer and Assignee includes transferee;
- (d) tenant includes lessee;
- (e) when two or more persons are together the Assignee, they are responsible for their covenants both jointly and individually; and
- (f) the headings are only for convenience and are not part of the Standard Terms.

A. DURATION AND EXTENT OF LICENCE

A1. *Time Limit*

If the Landlord does not, within three months from the date of this Licence, receive written notice that the Lease has been assigned to the Assignee, the Landlord may revoke this Licence by giving written notice to the Tenant, but no notice of revocation will take effect if given after the date of the assignment. Time is of the essence for this clause.

A2. *Extent of Licence*

This Licence permits only the assignment of the Lease to the Assignee.

B. ASSIGNEE'S COVENANTS

B1. *Covenant to observe lease terms*

The Assignee covenants with the Landlord that, as from the assignment of the Lease to the Assignee, the Assignee will pay the rent and other sums reserved by and payable under the Lease and observe and perform all the tenant's covenants and conditions contained in the Lease throughout the remainder of the term of the Lease.

B2. *Registration*

The Assignee covenants with the Landlord that within the period prescribed by the Lease (or if no period is prescribed then within one month from the date of the assignment) the Assignee will deliver to the Landlord's solicitors:

- (a) a certified copy of the assignment,
- (b) notice of assignment in duplicate, and
- (c) the registration fee together with value added tax.

SPECIAL TERMS

(Delete and/or add as appropriate)

[The Lease constitutes a new tenancy for the purposes of the Landlord and Tenant (Covenants) Act 1995 and clause B1 takes effect subject to the provisions of that Act.]

THE STANDARD TERMS herein shall be varied as follows:


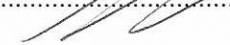
A2. EXTENT of LICENCE

This Licence permits only the assignment of the Lease by way of a sublease to the ASSIGNEE for a period of twelve months from the date of the assignment

This Licence does not waive any breach of the obligation's on the Tenants part contained in the Lease nor does it authorise any further subletting or anything other than that which is expressly authorised and the covenants and conditions contained in the Lease are to continue in full force and effect

SIGNED AS A DEED by P.S.C LIMITED

[acting by ~~a director and its secretary~~ two directors]]

.....
[Landlord][Director]

[in the presence of:]

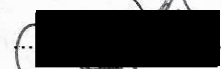
.....
[Witness][Secretary][Director]

[Name of witness (in block capitals):

Address:]

SIGNED AS A DEED by Shaun Sofi

[acting by ~~a director and its secretary~~ two directors]]




.....
[Assignee][Director]

[in the presence of:]


.....
[Witness][Secretary][Director]

[Name of witness (in block capitals):

Address:]

MATEUSZ KOCIOT




Licence to Assign

Date	
Landlord	P.S.C Limited
of	
Tenant	Shaun Sofi
of	
Assignee	Ismail Ali
of	
Premises	ground floor Unit 4 71 Sandringham Road Doncaster
Lease	Date: 16th January 2018
	Parties: P.S.C Limited (1) Shaun Sofi (2)
	Term: seven years

The Landlord permits the Tenant to assign the Lease to the Assignee subject to the following Standard Terms as varied or supplemented by any Special Terms. The Assignee covenants with the Landlord as set out in those terms.

STANDARD TERMS

In this Licence:

- (a) the Landlord includes the persons from time to time entitled to receive the rent reserved by the Lease;
- (b) the Premises are more fully described in the Lease;
- (c) assign and assignment include transfer and Assignee includes transferee;
- (d) tenant includes lessee;
- (e) when two or more persons are together the Assignee, they are responsible for their covenants both jointly and individually; and
- (f) the headings are only for convenience and are not part of the Standard Terms.

A. DURATION AND EXTENT OF LICENCE

A1. *Time Limit*

If the Landlord does not, within three months from the date of this Licence, receive written notice that the Lease has been assigned to the Assignee, the Landlord may revoke this Licence by giving written notice to the Tenant, but no notice of revocation will take effect if given after the date of the assignment. Time is of the essence for this clause.

A2. *Extent of Licence*

~~This Licence permits only the assignment of the Lease to the Assignee.~~

B. ASSIGNEE'S COVENANTS

B1. *Covenant to observe lease terms*

The Assignee covenants with the Landlord that, as from the assignment of the Lease to the Assignee, the Assignee will pay the rent and other sums reserved by and payable under the Lease and observe and perform all the tenant's covenants and conditions contained in the Lease throughout the remainder of the term of the Lease.

B2. *Registration*

The Assignee covenants with the Landlord that within the period prescribed by the Lease (or if no period is prescribed then within one month from the date of the assignment) the Assignee will deliver to the Landlord's solicitors:

- (a) a certified copy of the assignment,
- (b) notice of assignment in duplicate, and
- (c) the registration fee together with value added tax.

SPECIAL TERMS

(Delete and/or add as appropriate)

[The Lease constitutes a new tenancy for the purposes of the Landlord and Tenant (Covenants) Act 1995 and clause B1 takes effect subject to the provisions of that Act.]

THE STANDARD TERMS herein shall be varied as follows:

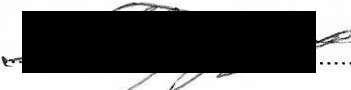
A2. EXTENT of LICENCE

This Licence permits only the assignment of the Lease by way of a sublease to the ASSIGNEE for a period of twelve months from the date of the assignment

This Licence does not waive any breach of the obligation's on the Tenants part contained in the Lease nor does it authorise any further subletting or anything other than that which is expressly authorised and the covenants and conditions contained in the Lease are to continue in full force and effect

SIGNED AS A DEED by P.S.C LIMITED

[acting by ~~a director and its secretary~~][two directors]]



.....
[Landlord][Director]

[in the presence of:]

.....
[Witness][Secretary][Director]

[Name of witness (in block capitals):

Address:]

SIGNED AS A DEED by Ismail Ali

[acting by ~~a director and its secretary~~][two directors]]



.....
[Assignee][Director]

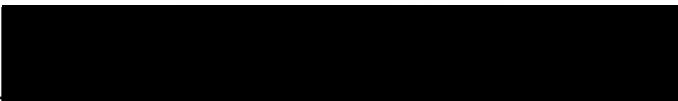
[in the presence of:]


.....
[Witness][Secretary][Director]

[Name of witness (in block capitals):

MARK JENKINS.

Address:]



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Doncaster Council

Licensing Act 2003

Responsible Authority Representation Form

Responsible Authority	Trading Standards
Location	Civic Office, Waterdale, Doncaster, DN1 3BU
Officer Details	Name: Greg Bristol Job title: Tobacco and Alcohol Control Officer Tel: 01302 737534 Email: Greg.Bristol@doncaster.gov.uk

Application Details	
Our Reference	WK/218002697 / PI/000204585
Address of Premises	Intake Booze, 71 Sandringham Road, Intake, Doncaster, DN2 5HY
Type of Application	New Application: Premises Licence

Details of Representation
<p>Sale of illicit tobacco is a criminal offence, under s92 of the Trade Marks Act 1994 for counterfeit tobacco products, and under Reg.15 of the Standardised Packaging of Tobacco Products Regulations 2015 for smuggled and illicit tobacco products. Across the UK there is an issue with counterfeit and illicit tobacco sales. This is particularly prevalent in Doncaster town centre.</p> <p>The trade in illicit tobacco can be defined as the production, import, export, possession or sale of tobacco products which fail to comply with legal requirements. There are three main sources of illicit tobacco.</p> <p>1 - Smuggled products - These are legitimately manufactured products that are diverted through the supply chain in their original country of manufacture and smuggled into the UK, often by large organised crime gangs. No tax/duty is paid on these products.</p> <p>2 - Bootlegged products, sometimes called 'Cheap Whites' - These are again legitimate products purchased in foreign countries with low levels of taxation, generally Eastern European/Russian areas, and smuggled on a small scale by individuals or lower level organised gangs. No duty is paid on these products when they are imported this way.</p> <p>3 - Counterfeit products - These are illegally manufactured products, made without the consent of the trademark owner. The products are generally made from inferior quality materials and packaged to look like the original products.</p> <p>Illicit tobacco products are sold for less than legitimate tobacco products, e.g. a packet of Polish Marlboro Gold retails for around £5.50 compared with around £9 for</p>

its UK equivalent. The lower cost distorts the market and undermines legitimate and compliant businesses, reducing not only sales of legitimate tobacco at these businesses but also reducing footfall. Legitimate businesses situated near to illicit tobacco sellers frequently complain that their business is suffering as a result. The trade in illicit tobacco can be a gateway for young people to start smoking as the low cost of product makes the habit more affordable, those trading in illicit tobacco are also more likely to sell to those under 18 as they disregard the restrictions placed on legitimate traders.

The illicit trade also undermines the work done by Stop Smoking Services and health agencies to help people stop smoking.

No tax is paid on these products, resulting in lost revenue for central government. It could also be argued that use of these products places an extra strain on Health Services and associated agencies incurring further costs to both central and local government.

The illicit trade funds organised crime and is increasingly linked to modern slavery. Illicit products can also contravene safety legislation as the majority of product does not comply with the 'reduced ignition propensity' requirements of the safety standard introduced in 2010. In practice this means that an illicit cigarette will continue to burn if left unattended. Compliant products will extinguish themselves and therefore pose a reduced fire risk. Smoking causes approximately 3,000 house fires each year, a number of fires can be linked directly to illicit tobacco causing house fires.

- The premises which are the subject of this application, Intake Mini Market, have a history of selling and storing illicit tobacco products. In June 2016 tobacco products were seized and the trader, Edris Mohammed, was prosecuted.
- In August 2016 the premises were sold to Freyad Mohammed and he was granted a premises licence in December 2016. In May 2017 the premises failed a test purchase and illicit tobacco products were subsequently seized. Freyad Mohammed was prosecuted.
- In June 2017 the premises were sold to Shuan Sofi. In December 2017 the premises failed a test purchase and illicit tobacco products were subsequently seized. Shuan Sofi was the licence holder at the time and the licence was revoked in February 2018.

Since it opened, these premises have been used to sell illicit tobacco products. Officers from Doncaster Council Environmental Health and South Yorkshire Police Licensing have spoken with the applicant, Ismayil Ali, and explained the history of the premises relating to illicit tobacco products. Mr Ali is therefore aware of Mr Sofi's involvement but Mr Sofi remains the liable party for business rates and the registered Food Business Operator and was working in the premises as recently as 10 May 2018. In addition nothing in s18 of the application addresses the issues around CIT sales from the premises.

The Licensing Policy notes that in hearings arising in connection with crime, issues relating to the sale or storage of smuggled tobacco and alcohol will be treated particularly seriously. The licensing objective of Preventing Crime and Disorder is not promoted by Mr Sofi's continued involvement in the business.

Please note that representations should be confined to matters which are about the likely effect of the grant of the licence on the promotion of the licensing objectives. You are advised to indicate which objective(s) are relevant to your representation.

Prevention of crime and disorder	YES/NO
Prevention of public nuisance	YES/NO
Public Safety	YES/NO
Protection of Children from Harm	YES/NO

In the case of a variation they must be confined only to the matters being varied.

This representation will be disclosed to the applicant and will form part of public documents should the matter proceed to a hearing. You are respectfully requested to consider the requirements of the Data Protection Act and ensure you have obtained the permission, where required, of any person whose personal details are included in your representation.

Date Submitted	24/05/18
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