

Crawley Borough Council

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Report to Licensing Sub Committee

Tuesday 7 December 2010

Application to vary a premises licence

'Morrisons'

3 Broadfield Barton

Broadfield

Crawley

RH11 9BA

Angela Tanner

Head of Planning and Environmental Services

1. Details of Application

*Reference Documents
and Guidance*

- 1.1 On the 22nd October 2010, the premises licence holder for WM MORRISON SUPERMARKETS PLC, 3 Broadfield Barton, Broadfield, Crawley, submitted an application to the Council for the variation of an existing licence for the above named premises in accordance with the provisions of the Licensing Act 2003 ('the Act').

*Appendix A
Application Form*

- 1.2 The application is for a change to the 'opening hours' and an extension of the licensing hours for the 'supply of alcohol' as follows:

*Appendix A
Application Form
Operating Schedule
Section M & O*

Current hours

Supply of alcohol: Mon to Sat. 08.00 to 23.00hrs
Sunday 10.00 to 22.30hrs
Good Friday 08.00 to 22.30hrs
Christmas Day 12.00 to 15.00, & 19.00 – 22.30hrs
Seasonal variation: Christmas Eve (if Mon – Sat incl.) 07.00 – 23.00
Opening hours: No opening hours currently specified,

The application seeks to amend the hours to:

Supply of alcohol : Mon to Sun 06.00 to 23.00hrs

Opening hours: Mon to Sun 06.00 to 23.00hrs

The applicant also seeks to amend the conditions attached to the current licence. It is proposed to remove conditions 1-35 as indicated in the Schedule attached to the application, conditions which are currently applicable in Annex 2 of the existing licence and replace them with conditions consistent with those outlined in the Operating Schedule attached to the application.

- 1.3 A copy of the existing premises licence and plans are attached for consideration.

*Appendix B
Existing premises licence
& plans*

2. Consultation

- 2.1 The application was advertised in accordance with legislation and as a result of the consultation process the following responses were submitted to the Council:-

2.2 Responsible Authorities:

- (1) **Sussex Police:** The police stated that there are no police objections to the application. This response did not refer to the likely effect of the grant of the application on the promotion of the licensing objectives, therefore is not a relevant representation.
- (2) **Planning:** Planning submitted a response stating there was no objection. This response did not refer to the likely effect of the grant of the application on the promotion of the licensing objectives, therefore is not a relevant representation.
- (3) **Building Control:** Building Control submitted a response stating there was no objection. This response did not refer to the likely effect of the grant of the application on the promotion of the licensing objectives, therefore is not a relevant representation.

No representations were received from the following:

Environmental Health
Trading Standards
Fire & Rescue
Child Protection

2.3 Interested parties:

- (1) Five separate representations were submitted by potential interested parties. However 3 of the representations received were deemed not to be a "relevant representation" for the purposes of the Act because none of them referred to the likely effect of the grant of the application on the promotion of the licensing objectives. A letter has been sent to that effect to each of them.

- | | | |
|-----|--|--|
| (2) | The fourth representation was received from an Elected Member of the Council, Cllr Alan Quirk, which made reference to the “prevention of crime and disorder” and the “public nuisance” licensing objectives, and therefore is a relevant representation for the purposes of the Act. A copy of that representation is attached to this report at Appendix C. | <i>Appendix C
Copy of letter of representation</i> |
| (3) | The Fifth representation was received from Mr David Powdrill, of Broadfield Barton Property Management Limited. Mr Powdrill’s initial representation is supported by representations made on his behalf in a letter from his legal representative DMH Stallard, which made reference to the “prevention of crime and disorder”, “public safety” and the “public nuisance” licensing objectives and therefore is a relevant representation for the purposes of the Act. A copy of Mr Powdrill’s initial representation and the supplementary representation made on his behalf by his solicitors are attached to this report at Appendix D. | <i>Appendix D
Copy of letter of representation</i> |
| (4) | The sixth representation was received from Mr. Jasvinder Lal proprietor of the Broadfield Premier Store which makes reference to all four licensing objectives. it is therefore deemed to be a relevant representation for the purposes of the Act. A copy of that representation is attached to this report at Appendix E. | <i>Appendix E
Copy of letter of representation</i> |

3. Reason for hearing

- | | | |
|-----|--|--|
| 3.1 | An application to vary a premises licence must be made to the relevant licensing authority and be accompanied by the premises licence, an operating schedule, a plan of the premises to which the application relates in the prescribed form. | <i>Licensing Act 2003
Section 34</i> |
| 3.2 | Where the Licensing Authority receives an application to vary a premises licence and no relevant representations are made, they must grant the licence subject only to such conditions as are consistent with the operating schedule accompanying the application and any mandatory conditions. | <i>Licensing Act 2003
Section 35</i> |
| 3.3 | Where the Licensing Authority receives an application to vary a premises licence and relevant representations are made the licensing authority must hold a hearing to consider them, unless the authority, the applicant and each person who has made a representation agree that a hearing is unnecessary and, having regard to the representations, take such of the steps (if any) as it considers necessary for the promotion of the licensing objectives. | <i>Licensing Act 2003
Section 35</i> |
| 3.4 | The steps so mentioned are:-
(a) to modify the conditions of the licence;
(b) to reject the whole or part of the application. | <i>Licensing Act 2003
Section 35</i> |

4. Statutory considerations and Guidance issued by government

- 4.1 Section 4 of the 2003 Act provides that in carrying out its functions, a licensing authority must have regard to guidance issued by the Secretary of State under section 182 ('Guidance'). The most recent Guidance is dated October 2010. The requirement is therefore binding on all licensing authorities to that extent.
- 4.2 However, the Guidance cannot anticipate every possible scenario or set of circumstances that may arise and as long as licensing authorities have properly understood the Guidance they may depart from it if they have reason to do so as long as they are able to provide full reasons.
- 4.3 The licensing authority may not impose any conditions unless its discretion has been engaged following receipt of relevant representations and it has been satisfied at a hearing of the necessity to impose conditions. It may then only impose conditions that are necessary to promote one or more of the four licensing objectives. Such conditions must also be expressed in unequivocal and unambiguous terms to avoid legal dispute. *S182 Guidance Para 10.11*
- 4.4 It is perfectly possible that in certain cases, because the test is one of necessity, where there are other legislative provisions which are relevant and must be observed by the applicant, no additional conditions at all are needed to promote the licensing objectives. *S182 Guidance Para 10.12*
- 4.5 The Act requires that licensing conditions should be tailored to the size, style, characteristics and activities taking place at the premises concerned. This rules out standardised conditions which ignore these individual aspects. It is important that conditions are proportionate and properly recognise significant differences between venues. *S182 Guidance Para 10.13*
- 4.6 Licensing authorities should only impose conditions which are necessary and proportionate for the promotion for the licensing objectives. If other existing law already places certain statutory responsibilities on an employer or operator of premises, it cannot be necessary to impose the same or similar duties. For example, employers and self-employed people are required by the Management of Health and Safety at Work Regulations 1999 (SI 1999/3242) to assess the risks to their workers and any others (including members of the public visiting the premises) who may be affected by their business and identify measures needed to avoid or control risks. Conditions enforcing these requirements are therefore unnecessary. *S182 Guidance Para 10.15*
- 4.7 Similarly, licensing authorities should not seek to impose fire safety conditions that may duplicate any requirements or prohibitions that could be imposed under the Regulatory Reform (Fire Safety) Order 2005. *S182 Guidance Para 10.16*

- 4.8 In some town and city centre areas where the number, type and density of premises selling alcohol for consumption on the premises are unusual, serious problems of nuisance and disorder may arise outside or some distance from licensed premises. For example, concentrations of young drinkers can result in queues at fast food outlets and for public transport, which may in turn lead to conflict, disorder and anti-social behaviour. In some circumstances, flexible licensing hours may reduce this impact by allowing a more gradual dispersal of customers from premises. *S182 Guidance Para 10.19*
- 4.9 However, there is no general presumption in favour of lengthening licensing hours and the four licensing objectives should be paramount considerations at all times. Where there are objections to an application and the committee believes that changing the licensing hours would undermine the licensing objectives, they may reject the application or grant it with appropriate conditions and/or different hours from those requested. *S182 Guidance Para 10.20*
- 4.10 Each application must be considered on its own merits and any conditions attached to licences and certificates must be tailored to the individual style and characteristics of the premises and events concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions. Standardised conditions should be avoided and indeed, may be unlawful where they cannot be shown to be necessary for the promotion of the licensing objectives in any individual case. *Section 182 Statutory Guidance 1.15*
- 4.11 All local authorities must fulfil their obligations under section 17 of the Crime and Disorder Act 1998 when carrying out their functions as licensing authorities under the 2003 Act. *Section 182 Statutory Guidance 1.28*
- 4.12 Section 17 is aimed at giving the vital work of crime and disorder reduction a focus across the wide range of local services and putting it at the heart of local decision-making. It places a duty on certain key authorities, including local authorities and police and fire and rescue authorities to do all they reasonably can to prevent crime and disorder in their area *Section 182 Statutory Guidance 1.29*
- 4.13 The essential purpose of the licence or certificate in this context is to regulate behaviour on premises and access to them where this relates to licensable activities and the licensing objectives *Statutory Guidance S182 2.4*
- 4.14 Conditions are best targeted on deterrence and preventing crime and disorder. For example, where there is good reason to suppose that disorder may take place, the presence of closed-circuit television cameras both inside and immediately outside the premises can actively deter disorder, nuisance and anti-social behaviour and crime generally. *Section 182 Statutory Guidance 2.6*
- 4.15 In preparing an operating schedule, the Secretary of State expects applicants to have had regard to the statement of licensing policy for their area. They should also be aware of the expectations of the licensing authority and the responsible authorities on the steps that are necessary for the promotion of the licensing objectives. *Section 182 Statutory Guidance 8.41*

- 4.16 The steps to be taken should be both realistic and within the control of the applicant and management of the premises. If a licence is granted with conditions attached requiring the implementation of such steps, the conditions will be enforceable in law and it will be a criminal offence to fail to comply with them (under section 136 of the 2003 Act). As such, it would be wholly inappropriate to impose conditions outside the control of those responsible for the running of the premises
- Section 182 Statutory Guidance*
8.44
- 4.17 In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the licensing authority must give appropriate weight to:
- the steps that are necessary to promote the licensing objectives;
 - the representations (including supporting information) presented by all the parties;
 - the Guidance;
 - its own statement of licensing policy.
- Section 182 Statutory Guidance*
9.25
- 4.18 The conditions that are necessary for the promotion of the licensing objectives should emerge initially from a prospective licensee's or certificate holder's risk assessment which applicants and clubs should carry out before making their application for a premises licence.
- Section 182 Statutory Guidance*
10.7
- 4.19 Conditions which relate to the four licensing objectives could be used where necessary and appropriate to the particular circumstances of an individually licensed premises. It is important that they should not be applied universally and treated as standard conditions irrespective of circumstances.
- Section 182 Statutory Guidance*
10.5
- 4.20 The Act requires that licensing conditions should be tailored to the size, style, characteristics and activities taking place at the premises concerned. This rules out standardised conditions which ignore these individual aspects. It is important that conditions are proportionate and properly recognise significant differences between venues
- Section 182 Statutory Guidance*
10.13
- 4.21 Licensing authorities should therefore ensure that any conditions they impose are only those which are necessary for the promotion of the licensing objectives, which means that they must not go further than what is needed for that purpose. Public safety concerns (and the concerns identified in the other objectives) should not of course be ignored and in considering a proportionate response to the licensing needs for such events, the physical safety of those attending such events should remain a primary objective.
- Section 182 Statutory Guidance*
10.14
- 4.22 Members are reminded, however, that if conditions which do not precisely mirror the operating schedule are to be imposed, the Members must satisfy themselves that appropriate evidence exists to justify the imposition of these conditions.
- 4.23 Departure from the Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.

5. Policy considerations

- 5.1 Members must give due consideration to the merits of each individual case. Attention is drawn to the following sections of the 'Members' Information Pack':
- Council's procedure for Hearings under the Licensing Act 2003 (Hearings) regulations 2005 [extract from the Council's Constitution], *Part A*
 - LACORS' Guidance: The role of elected members in relation to licensing committee hearings under the Licensing Act 2003, *Part B*
 - CBC Licensing Policy for Liquor, Late Night Refreshment and Regulated Entertainment Licences 2008 – 2011, and *Part C*
 - Home Office Guidance issued under s.182 of the Act (October 2010). *Part D*
- 5.2 The aim of Crawley Borough Council's Licensing Policy 2008 – 2011 ('the Policy') is to promote the licensing objectives set out in the Act whilst securing the safety and amenity of residential communities and facilitating a sustainable entertainment and cultural industry. *CBC Alcohol Licensing Policy 1.2*
- 5.3 Licensing is about control of licensed premises, qualifying clubs and temporary events, within the terms of the Act. The terms and conditions attached to various permissions will be focused on matters which are within the reasonable control of individual licensees and others granted relevant permissions. Accordingly, these matters will centre on the premises and places being used for licensable activities and the vicinity of those premises and places. *CBC Alcohol Licensing Policy 2.4*
- 5.4 The Policy states the Council will primarily focus on the direct impact the activities taking place at licensed premises will have on members of the public living, working and engaging in normal activity in the area concerned. Licensing law is not a mechanism for the general control of anti social behaviour by individuals once they are beyond the reasonable control of the licence holder. *CBC Alcohol Licensing Policy 2.5*
- 5.5 The Policy is also intended to ensure that the provision of additional opportunities for licensable activities is matched by additional measures enabling the police and responsible authorities to act promptly to maintain public order and safety. *CBC Alcohol Licensing Policy 2.7*
- 5.6 The Policy states the key controls in respect of preventing crime and disorder arise from good operational planning and good management of activities at the premises. *CBC Alcohol Licensing Policy 2.10*
- 5.7 The Policy states that conditions will be used if they can control issues that directly impact on the behaviour of those under the licensee's direction, when on his premises or in the immediate vicinity of the premises as they seek entry or leave. The Conditions laid down in Annex D of the Statutory Guidance will be used as a pool of conditions. *CBC Alcohol Licensing Policy 2.14*

- 5.8 The Policy states that the Council will consider adding conditions to premises licences where irresponsible drinks promotions are being provided. When considering any relevant representations from responsible authorities, such as the police, or interested parties, such as local residents, there will need to be shown a clear causal link between sales promotions or price discounting and levels of crime and disorder on or in the vicinity of the premises. *CBC Alcohol Licensing Policy 2.18*
- 5.9 The Policy also states that the Council recognises that the public safety objective is concerned with the physical safety of the people using the relevant premises and not public health which is dealt with in other legislation. *CBC Alcohol Licensing Policy 2.27 s182 Guidance para 2.19*
- 5.10 The Policy states that there is no statutory definition of Public Nuisance and the Council will therefore, need to make judgements about what constitutes public nuisance and define the necessary controls. To decide this, Members will focus on whether impacts of the licensable activities at the specific premises on persons living and working (including doing business) in the vicinity are disproportionate and unreasonable. *CBC Alcohol Licensing Policy 2.33*
- 5.11 The Policy states that applicants are expected to conduct a thorough risk assessment with regards to the licensing objectives when preparing their applications. Any risk assessment to identify necessary measures should consider the individual circumstances of the premises (including local knowledge) and take into account a range of factors including:
- the nature and style of the venue;
 - the activities being conducted there;
 - the location; and
 - the anticipated clientele
- Appendix A (Application Form -Part B) 'Operating Schedule'*
- 5.12 In preparing 'Operating Schedules', the Council expects that applicants should have regard to statements of licensing policy published by this authority for the Crawley area. *CBC Alcohol Licensing Policy*
- 5.13 It is also expected that applicants will seek the views of key responsible authorities before formally submitting applications and having completed drafts of their own operating schedules (after considering the effect on the four licensing objectives). For example, on matters relating to crime and disorder, the police and local authority safety officers and local community groups might be consulted. *CBC Alcohol Licensing Policy*
- 5.14 However, the Council recognises, following government recommendation in light of national research, that longer licensing hours with regards to the sale of alcohol may be important to ensure that the concentrations of customers leaving premises simultaneously are avoided. *CBC Alcohol Licensing Policy 2.92*
- 5.15 The Licensing Authority general principle will be to support later opening so that customers leave for natural reasons slowly over a longer period. This will prevent any artificial concentration. Specific issues will be dealt with by review of premises licence following representations based on evidence. *CBC Alcohol Licensing Policy 2.95*

6. Staffing, Financial and Legal Implications

- 6.1 There are no extra staffing or financial implications to the Council, save for those laid out in Part 10 of the Information Pack in respect of possible appeals
- 6.2 The Council is required to consider the impact any decision may have on an individual's Human Rights.
- 6.3 The Council is required to consider the impact any decision may have on crime and disorder in the area. *Section 17, Crime and Disorder Act, 1998*

7. Recommendations

- 7.1 **Having regard to the relevant representations, to the extent that they relate to at least one or more of the four licensing objectives, Members must take such of the following steps (if any) as it considers necessary for the promotion of the licensing objectives:-** *Licensing Act 2003 s35(3)*
- (1) **To modify the conditions of the licence;** *Licensing Act 2003 s35(4)(a)*
- (2) **To reject the whole or part of the application.** *Licensing Act 2003 s35(4)(b)*

Background Papers

All associated paper work regarding this application
The information pack
Statutory Guidance January 2010
Crawley Borough Council Licensing Policy 2008 - 2011

Contact officer Mike Lyons
01293 438698



GOSSCHALKS
SOLICITORS

RECEIVED

22 OCT 2010

ENVIRONMENT AND
HOUSING DIRECTOR

A

The Licensing Authority
Crawley Borough Council
Town Hall
The Boulevard
Crawley
West Sussex RH10 1UZ

Our ref: MCJ/VHL/109500-1062-3

Your ref:

Date: 21 October 2010

E-Mail: mcj@gosschalks.co.uk

Direct Fax: 0870 600 5947

Dear Sir

Re: Morrisons, 3 Broadfield Barton, Broadfield, Crawley, RH11 9BA
Variation of Premises Licence

We enclose herewith:-

1. Application to vary a Premise Licence.
2. Relevant Fee.
3. Premises Licence.

Please could you amend the Licence to state the correct phone number of the store as being 01293 517028.

If any further information is required please telephone the Licensing Team on 01482 324252 and any information you require will be forwarded to you. We would be grateful if you would adopt this course of action first without returning the application as a returned application would of course affect the newspaper advertisement and the notices displayed on the premises.

We would be grateful if all correspondence relating to this application could be forwarded to this address as we are instructed to deal with all matters relating to this application.

We look forward to receiving the Premises Licence in due course.

Yours faithfully

Gosschalks

cc Responsible Authorities.

Queens Gardens, Hull, HU1 3DZ T 01482 324252 F 0870 600 5984 E info@gosschalks.co.uk W www.gosschalks.co.uk DX 11902 - Hull

Partners: Simon Lunt, Bruce Raper, Ian Lanch, Richard Llewellyn, Neil Johnson, Clare Johnson, Richard Good, Roy Taylor, Robert Thomson, Jonathan Beharrell, Nigel Beckwith, Zoë Carmichael, Nicholas Dean, Mark Teal, Stephen Walker, Andrew Malory, Robert Hasle, Richard Taylor, Andrew Johnson, Jonathan Peel, James Phinn, Justin Graves, Matthew Fletcher, Andrew Tarbutt, Ted Flanagan, Kate Groves, Craig Beetham, Stephen Dixon, Ashlie Prescott, Chris Groves, Paul Plaxton, Nicola Barrass, James Houston

Associates - Victoria Quinn, Andrew Bell, Charlotte Chiffcott, Caroline Rule

Partnership Secretary - Martin Haldenby

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Insert name and address
of relevant licensing
authority and its
reference number
(optional)

THE LICENSING AUTHORITY
CRAWLEY BOROUGH COUNCIL
TOWN HALL
THE BOULEVARD
CRAWLEY
WEST SUSSEX RH10 1UZ

Application to vary a premises licence 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.

We WM MORRISON SUPERMARKETS PLC
(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number

05/00076/LAPRE

Part 1 - Premises Details

Postal address of premises or, if none, Ordnance Survey map reference, or description	
MORRISONS 3 BROADFIELD BARTON BROADFIELD	
Post town CRAWLEY	Post code RH11 9BA

Telephone number at premises (if any)

01293 517028

Non-domestic rateable value of premises

£ 123,000.00

Part 2 - Applicant Details

Daytime contact telephone number

0845 611 5000

E-mail address
(optional)

Current postal
address
if different from
premises address

HILMORE HOUSE
GAIN LANE

Post Town

BRADFORD

Postcode

BD3 7DL

Part 3 - Variation

Please tick Yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

1. TO PERMIT THE SALE BY RETAIL OF ALCOHOL FROM 0600 TO 2300 MONDAY TO SUNDAY INCLUSIVE.
2. TO PERMIT THE PREMISES TO OPEN FROM 0600 TO 2300 MONDAY TO SUNDAY INCLUSIVE.
3. TO REMOVE CERTAIN CONDITIONS.
4. TO ADD CERTAIN CONDITIONS.

Part 4 - Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick Yes

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

Provision of entertainment facilities for:

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

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

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 3)	Both		
Tue						
Wed				State any seasonal variations for performing plays (please read guidance note 4)		
Thur						
Fri						
Sat				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 (please read guidance note 5)		
Sun						

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 3)	Both		
Tue						
Wed				State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur						
Fri						
Sat				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 (please read guidance note 5)		
Sun						

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue			
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 3)	Both	
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri					
Sat			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 3)	Both	
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			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 (please read guidance note 5)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 3)	Both	
Tue					
Wed			State any seasonal variations for playing recorded music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			<u>Please give further details here</u> (please read guidance note 3)	Both	
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Mon					Outdoors
Tue			Both		
Wed			<u>Please give further details here</u> (please read guidance note 3)		
Thur					
Fri			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Sat					
Sun			<u>Non standard timings. Where you intend to use the premises for the entertainment of 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 5)		

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

J

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

K

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

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon				Both	
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur			<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 5)		
Fri					
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption please tick ✓ (please read guidance note 7)	On the premises		
Day	Start	Finish		Off the premises	✓	
				Both		
Mon	0600	2300	State any seasonal variations for the supply of alcohol (please read guidance note 4)			
Tue	0600	2300				
Wed	0600	2300				
Thur	0600	2300		Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) FOR THE AVOIDANCE OF DOUBT THESE HOURS APPLY TO CHRISTMAS EVE		
Fri	0600	2300				
Sat	0600	2300				
Sun	0600	2300				

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

NONE

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	0600	2300	Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) FOR THE AVOIDANCE OF DOUBT THESE HOURS APPLY TO CHRISTMAS EVE
Tue	0600	2300	
Wed	0600	2300	
Thur	0600	2300	
Fri	0600	2300	
Sat	0600	2300	
Sun	0600	2300	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

TO REPLACE THE PERMITTED HOURS FOR THE SALE BY RETAIL OF ALCOHOL WITH THE TIMES SET OUT IN BOX M ABOVE.

TO REMOVE CERTAIN CONDITIONS - PLEASE SEE SCHEDULE ATTACHED.

Please tick Yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

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

ALL STAFF ENGAGED IN THE SALE OF INTOXICATING LIQUOR WILL BE TRAINED IN ACCORDANCE WITH ESTABLISHED WM MORRISON SUPERMARKETS PLC TRAINING PROCEDURES.

b) The prevention of crime and disorder

ALL STAFF WILL RECEIVE SUITABLE TRAINING (INCLUDING REFRESHER TRAINING) IN RELATION TO THE PROOF OF AGE "TASK 25" SCHEME TO BE APPLIED ON THE PREMISES. THE FOLLOWING FORMS OF IDENTIFICATION ARE ACCEPTABLE; PHOTO DRIVING LICENCE, PASSPORT, PROOF OF AGE STANDARDS SCHEME (PASS) CARD AND ANY OTHER LOCALLY OR NATIONALLY APPROVED FORM OF IDENTIFICATION.

CCTV SHALL BE PROVIDED ON THE PREMISES AND SHALL BE KEPT IN GOOD WORKING ORDER.

ALL CHECKOUT OPERATORS WILL OPERATE A REFUSAL LOG.

c) Public safety

WM MORRISON SUPERMARKETS PLC UNDERTAKES ONGOING RISK ASSESSMENTS IN ORDER TO COMPLY WITH HEALTH & SAFETY LEGISLATION.

d) The prevention of public nuisance

THE PREMISES ARE RESPONSIBLY MANAGED AND SUPERVISED. NO ADDITIONAL MEASURES ARE BELIEVED NECESSARY.

e) The protection of children from harm

ALL STAFF WILL RECEIVE SUITABLE TRAINING (INCLUDING REFRESHER TRAINING) IN RELATION TO THE PROOF OF AGE "TASK 25" SCHEME TO BE APPLIED ON THE PREMISES. THE FOLLOWING FORMS OF IDENTIFICATION ARE ACCEPTABLE; PHOTO DRIVING LICENCE, PASSPORT, PROOF OF AGE STANDARDS SCHEME (PASS) CARD AND ANY OTHER LOCALLY OR NATIONALLY APPROVED FORM OF IDENTIFICATION.

TILL PROMPTS ARE IN USE AT THE STORE.

Please tick Yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 - Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature *Gosschalks*

Date 21 OCTOBER 2010

Capacity SOLICITORS ON BEHALF OF THE APPLICANT

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature

Date

Capacity

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13) Gosschalks Queens Gardens	
Post town Hull	Post code HU1 3DZ
Telephone number (if any) 01482 324252	
If you would prefer us to correspond with you by e-mail your e-mail address (optional) mcj@gosschalks.co.uk	

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003.

Notes for Guidance

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

SCHEDULE

1. Alcohol shall not be sold in an open container or be consumed on the premises.

The Prevention of Public Nuisance

2. Ensure effective and responsible management of the premises and appropriate instruction, training and supervision of those employed.
3. Have regard to the need to avoid any nuisance as a result of the store's activities.
4. Ensure refuse containers from the premises are constructed, maintained and located so access to them by vermin and unauthorised persons is prevented and arrangements made for the regular lawful disposal of their contents.
5. Ensure refuse containers from public areas (car parks) immediately surrounding the premises are cleared at the end/start of each trading day and are lawfully disposed of their contents.
6. Ensure premises are properly supervised to act as a deterrent to would be anti social behaviour/drunkenness/would be under age purchasers.
7. Suitable CCTV system in operation on the premises.

Public Safety

8. Effective and responsible management of the premises, ensuring the safety of staff, customers and the premises.
9. Ensure appropriate instruction, training and supervision of those employed to secure the safety of the premises and patrons.
10. Adoption of best practice guidance (fire precautions/health and safety).
11. Ensure the necessary health and safety risk assessments are in place to reduce risk to public safety.
12. Ensure adequate and appropriate first aid equipment and materials are available.
13. Ensure that enough suitably trained first aiders are on duty at any given time and their respective duties are clearly defined.
14. Ensure all means of escape are clear at all times in case of fire and that all equipment is maintained in good repair and correct working order.

15. Ensure printed notices are prominently displayed in the premises detailing the steps to be taken if a fire is discovered or the fire alarm goes off or other emergency arises and how to call the fire service.

16. Ensure proof of regular testing (and certification where appropriate) of procedures, appliances, systems etc, pertinent to safety.

17. Ensure compliance with the disability discrimination act is demonstrated.

The Prevention of Crime and Disorder

18. Full training for employees engaged in sale of intoxicating liquor with emphasis on legal and social responsibility.

19. Ensure use of suitable till prompts within the store checkout scanning system that identifies all alcoholic products to remind checkout personnel to check the age of the customer.

20. Notices located at checkouts advising customers of offence to purchase intoxicating liquor for individuals below the age of 18.

21. Notices located at the point of sale advising customers of our policies and their obligations.

22. Ensure the policy requiring the production of Proof of Age before sales of alcohol are made to any person suspected of being under the age of 18 years is fully implemented (Task 25).

23. All stock properly secured and supervised.

24. Only accredited proof of age schemes acceptable carrying a pass hologram/passport, driving licence.

25. Suitable CCTV system in operation on the premises.

Protection of Children from Harm

26. Ensure effective and responsible management of the premises and appropriate instruction, training and supervision of those employed.

27. Ensure all persons who job involves the sale of alcohol are properly trained and understand what to do to comply with Licensing Law particularly avoiding sales to persons under 18 years old.

28. Ensure the policy requiring the production of Proof of Age before sales of alcohol are made to any person suspected of being under the age of 18 years is fully implemented (Task 25).

29. Ensure all such training is logged on each individuals training card and counter signed.

30. Provide evidence of ongoing training, monitor and record on a regular basis the training received to include "phase testing" every 3 months of all checkout personnel who job involves the sale of alcohol to the public and where necessary retrain to ensure the enforcement of the Licensing Law is applied without exception at all times.

31. Ensure use of suitable till prompts within the store checkout scanning system that identifies all alcoholic products to remind checkout personnel to check the age of the customer. Ensure at this stage if there are any doubts about the age of the customer, then the checkout operator knows he/she must refuse the sale.

32. Ensure that signage at the checkouts is in position at all times and clearly visible by the customer to act as a deterrent and remind them of the legal age at which alcohol can be purchased.

33. Ensure all relevant under age warning signs are on display around the wines and spirits department particularly in front of the fruit based designer drinks, alco pops, spirit mixers and cider, warning would be under age purchasers that proof of age may be asked for at the checkouts.

34. Ensure all checkout staff are aware of the company refusal log and when it should be used.

35. Acceptance of accredited Proof of Age cards carrying a pass hologram/passport or driving licence.

Premises Licence

(Licensing Act 2003 - Part A)

B

Crawley Borough Council

Licensing Section, Town Hall, The Boulevard,
Crawley, West Sussex. RH10 1UZ
01293 438000



Premises licence number

05/00076/LAPRE

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description:

WM Morrison Supermarkets PLC
3 Broadfield Barton
Broadfield

Post town: Crawley **Post code:** RH11 9BA

Telephone number: 01293 531972

Where the licence is time limited the dates:

Not Applicable

Licensable activities authorised by the licence:

SALE BY RETAIL OF ALCOHOL FOR CONSUMPTION OFF THE PREMISES

The times the licence authorises the carrying out of licensable activities:

Standard days and timings:

Monday – Saturday	08:00 - 23:00hrs
Sunday	10:00 - 22:30hrs
Good Friday	08.00 - 22.30hrs
Christmas Day	12.00 - 15.00hrs & 19.00 - 22.30hrs

Seasonal Variations : Christmas Eve (if falls Monday to Saturday inclusive) 07.00 – 23.00

The opening hours of the premises: Not Applicable

Where the licence authorises supplies of alcohol whether these are on the and/or off supplies:

For Consumption Off The Premises

Off Sales of alcohol shall not be sold in an open container or be consumed on the licensed premises.

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:

WM Morrison Supermarkets Plc
Hilmore House
Gain Lane
Bradford
BD3 7DL

Registered number of holder, for example company number, charity number (where applicable):

00358949

GRANTED BY
CRAWLEY BOROUGH COUNCIL

10/00805/LAPRE/MINORV/23.07.10

23 JUL 2010

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:

Martin David Amphlett
7 Harvest Court
Mill Road
Esher
Surrey
KT10 8DX

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:

Elmbridge Borough Council

IMPORTANT:

Embedded Restrictions under the Licensing Act 1964 apply to the licence otherwise indicated at annex 2 – Conditions consistent with the Operating Schedule.

This licence is issued subject to the relevant (Licensing Act 2003, the Act) legislation and does not constitute an authorisation for any other purpose administered by Crawley Borough Council and it may not be construed that the grant of this premises licence shall indicate the approval of any other authorisation administered by this Council.

This licence forms an authorisation which indicates the approved licensable activities applicable to the premises so mentioned, the times of these activities, the approved layout of the premises and the conditions by which the premises may lawfully operate.

You are advised that in accordance with s136 on the Act, a person commits an offence if they carry on or attempt to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation or knowingly allow a licensable activity to be so carried on.

Annex 1 – Mandatory Conditions

- 1 If this premises licence authorises the supply/sale of alcohol, the following two conditions apply:
 - i. No supply of alcohol may be made under the premises licence at a time when there is no designated premises supervisor in respect of the premises licence, or at a time when the designated supervisor does not hold a personal licence or his personal licence is suspended.
 - ii. Every supply/sale of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- 2 If this premises licence authorises the exhibition of film(s), the admission of children under the age of 18 years is restricted in accordance with the age restrictions of the British Board of Film Classification (BBFC) or authority designated under Section 4 of the Video Recordings Act 1984.
- 3 If this premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity (as defined by the Private Security Industry Act 2001) then such individuals must be licensed by the Security Industry Authority.

(Conditions 7 & 8 effective from 1st October 2010 – Sch 4 Policing & Crime Act 2010)

- 4 (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

Annex 2 – Conditions consistent with the Operating Schedule:

1. Alcohol shall not be sold in an open container or be consumed on the premises.

The Prevention of Public Nuisance

2. Ensure effective and responsible management of the premises and appropriate instruction, training and supervision of those employed.
3. Have regard to the need to avoid any nuisance as a result of the Store's activities.
4. Ensure refuse containers from the premises are constructed, maintained and located so access to them by vermin and unauthorised persons is prevented and arrangements made for the regular lawful disposal of their contents.
5. Ensure refuse containers from public areas (car parks) immediately surrounding the premises are cleared at the end/start of each trading day and are lawfully disposed of their contents.
6. Ensure premises are properly supervised to act as a deterrent to would be anti social behaviour/drunkenness/would be under age purchasers.
7. Suitable CCTV system in operation on the premises.

Public Safety

8. Effective and responsible management of the premises, ensuring the safety of staff, customers and the premises.
9. Ensure appropriate instruction, training and supervision of those employed to secure the safety of the premises and patrons.
10. Adoption of best practice guidance (fire precautions/health and safety).
11. Ensure the necessary health and safety risk assessments are in place to reduce risk to public safety.
12. Ensure adequate and appropriate first aid equipment and materials are available.
13. Ensure that enough suitably trained first aiders are on duty at any given time and their respective duties are clearly defined.
14. Ensure all means of escape are clear at all times in case of fire and that all equipment is maintained in good repair and correct working order.
15. Ensure printed notices are prominently displayed in the premises detailing the steps to be taken if a fire is discovered or the fire alarm goes off or other emergency arises and how to call the fire service.
16. Ensure proof of regular testing (and certification where appropriate) of procedures, appliances, systems etc, pertinent to safety.
17. Ensure compliance with the disability discrimination act is demonstrated.

The Prevention of Crime and Disorder

18. Full training for Employees engaged in sale of intoxicating liquor with emphasis on legal and social responsibility.
19. Ensure use of suitable till prompts within the store checkout scanning system that identifies all alcoholic products to remind checkout personnel to check the age of the customer.
20. Notices located at check-outs advising customers of offence to purchase intoxicating liquor for individuals below the age of 18.
21. Notices located at the point of sale advising customers of our policies and their obligations.
22. Ensure the policy requiring the production of Proof of Age before sales of alcohol are made to any person suspected of being under the age of 18 years is fully implemented. (Task 25).
23. All stock properly secured and supervised.
24. Only accredited proof of age schemes acceptable carrying a pass hologram/passport, driving licence.
25. Suitable CCTV system in operation on the premises.

Protection of Children from Harm

26. Ensure effective and responsible management of the premises and appropriate instruction, training and supervision of those employed.
27. Ensure all persons whose job involves the sale of alcohol are properly trained and understand what to do comply with Licensing Law particularly avoiding sales to persons under 18 years old.
28. Ensure the policy requiring the production of Proof of Age before sales of alcohol are made to any person suspected of being under the age of 18 years is fully implemented. (Task 25).
29. Ensure all such training is logged on each individuals training card and counter signed.
30. Provide evidence of ongoing training, monitor and record on a regular basis the training received to include 'phase testing' every 3 months of all checkout personnel whose job involves the sale of alcohol to the public and where necessary retrain to ensure the enforcement of the Licensing Law is applied without exception at all times.
31. Ensure use of suitable till prompts within the store checkout scanning system that identifies all alcoholic products to remind checkout personnel to check the age of the customer. Ensure at this stage if there are any doubts about the age of the customer, then the checkout operator knows he/she must refuse the sale.
32. Ensure that signage at the checkouts is in position at all times and clearly visible by the customer to act as a deterrent and remind them of the legal age at which alcohol can be purchased.
33. Ensure all relevant under age warning signs are on display around the wines and spirits department particularly in front of the fruit based designer drinks, alco pops, spirit mixers and cider, warning would be under age purchasers that proof of age may be asked for at the checkouts.

34. Ensure all checkout staff are aware of the company refusal log and when it should be used.
35. Acceptance of accredited 'Proof of Age' cards carrying a pass hologram, i.e. Passport of Driving Licence.

Annex 3 – Conditions attached after a hearing by the licensing authority:

Licensing Sub Committee 27.04.09 (Review of premises licence Somerfield- Sussex Police)

RESOLVED

1. That the Sub Committee considers that the following steps are necessary for the promotion of the licensing objectives (and which the Sub Committee acknowledged was also agreed between Sussex Police and the Licence Holder), and therefore that the Premises Licence would be modified to include the following conditions:
 - i) A Personal Licence Holder to be on site between 1600 hours and the store closure on both Fridays and Saturdays.
 - i) A refusals register be kept in which details of all refused sales of alcohol are entered. This register is to be checked by the Designated Premises Supervisor once a month and feedback given to staff on the details in the register. The register is to be made available upon request to police employees and Trading Standards.
 - ii) Full staff training for all staff (in consultation with Trading Standards) on the prevention of sales to underage children and refusing sales to intoxicated persons. Further refresher staff training delivered by management every 3 months. All training to be recorded and documented in full, and all training documentation and records to be made available to Sussex Police and Trading Standards on request.
 - iii) A 'Challenge 25' policy to be implemented in the venue with sufficient and suitable posters advertising that policy to be on display at prominent locations with the premises.

Annex 4 – Plans:

This licence is issued subject to the attached approved plan (plan which was submitted as part of the application process) and now forms a very important part of the 'authorisation'. (Any alternation made to the premises or a substantial change to the approved plans which are currently in the possession of the Council may require a variation of the licence. You are advised to consult with this Licensing Authority before you make any proposed changes).

Premises Licence Summary

(Licensing Act 2003 - Part B)

Crawley Borough Council

Licensing Section, Town Hall The Boulevard, Crawley,
West Sussex. RH10 1UZ
01293 438000



Premises licence number

05/00076/LAPRE

Premises details

Postal address of premises, or if none, ordnance survey map reference or description:

WM Morrison Supermarkets Plc
3 Broadfield Barton
Broadfield

Post town

Crawley,

Post code

RH11 9BA

Telephone number

01293 531972

Where the licence is time limited the dates:

Not Applicable

Licensable activities authorised by the licence:

SALE BY RETAIL OF ALCOHOL FOR CONSUMPTION OFF THE PREMISES

The times the licence authorises the carrying out of licensable activities:

Standard days and timings:

Monday – Saturday	08:00 - 23:00hrs
Sunday	10:00 - 22:30hrs
Good Friday	08.00 - 22.30hrs
Christmas Day	12.00 - 15.00hrs & 19.00 - 22.30hrs
Seasonal Variations:	Christmas Eve (if falls Monday to Saturday inclusive) 07.00 – 23.00

The opening hours of the premises:

Not Applicable

Where the licence authorises supplies of alcohol whether these are on and / or off supplies:

For Consumption Off The Premises
Off Sales of alcohol shall not be sold in an open container or be consumed on the licensed premises

Name, (registered) address of holder of premises licence:

WM Morrison Supermarkets Plc
Hilmore House
Gain Lane
Bradford
BD3 7DL

GRANTED BY
CRAWLEY BOROUGH COUNCIL

23 JUL 2010

Registered number of holder, for example company number, charity number (where applicable):

00358949

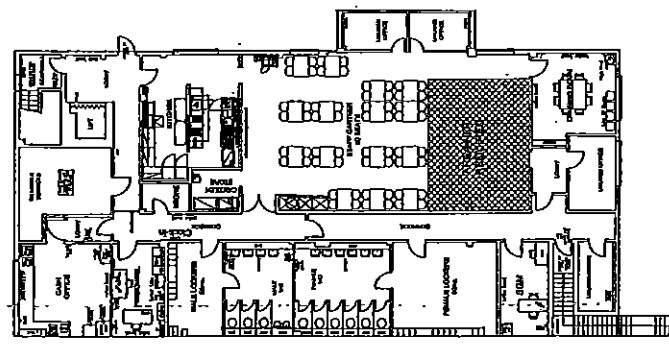
Name of designated premises supervisor where the premises licence authorises for the supply of alcohol:

Martin David Amphlett

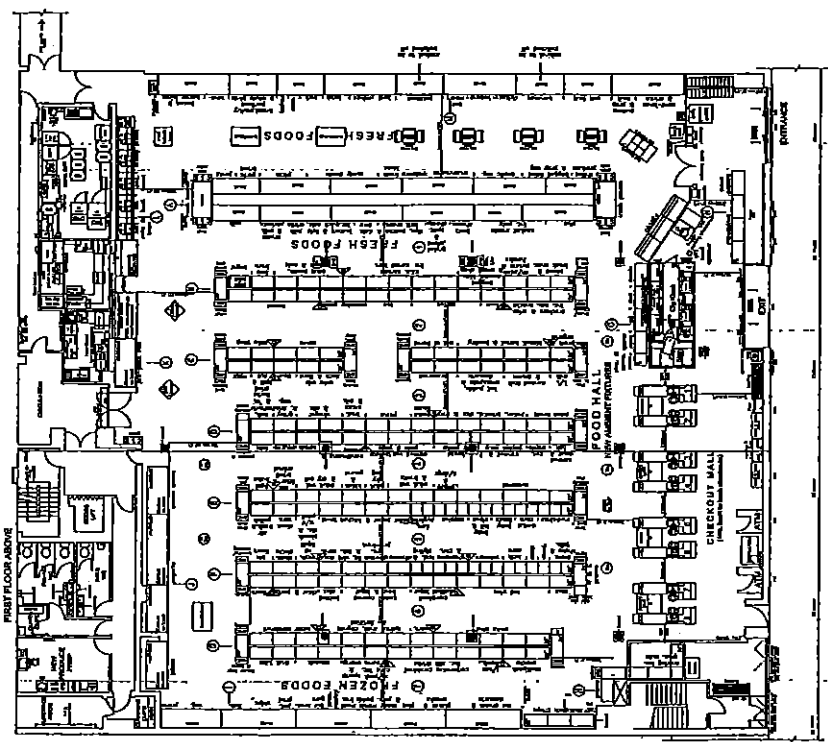
State whether access to the premises by children is restricted or prohibited:

Not Applicable

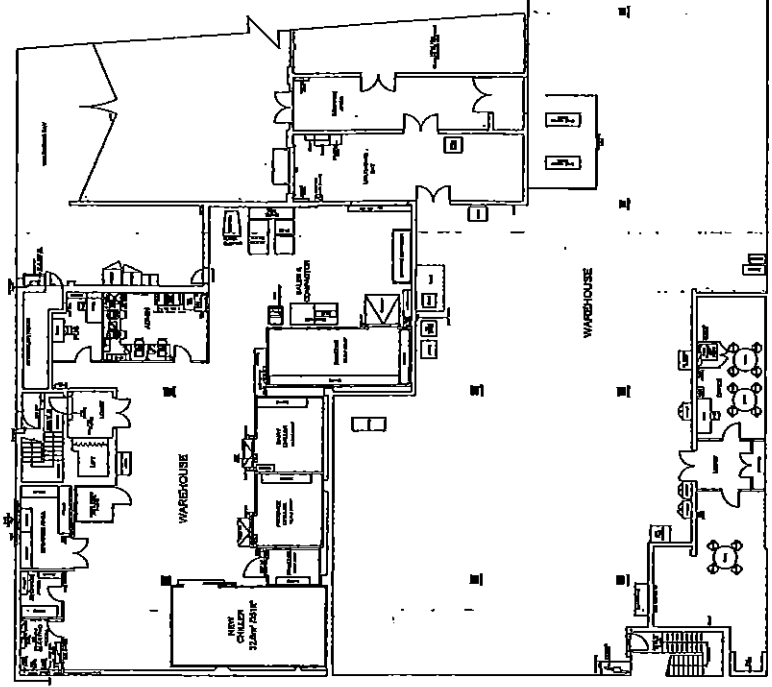
SITE PLANNING



FIRST FLOOR (UNUSED AREA)



GROUND FLOOR



BASEMENT

4 - Plans

IC No. 05100701 waps

IC No.

05100701

Waps

Jackie,

I am not sure if I am allowed any say in this application.

However I am the County Councillor for the Division and also a Councillor for Broadfield South Ward on CBC.

The application covers from 06.00 to 23.00 every day of the week. When taken with the other off licenses and Public House on Broadfield Barton this could be regarded as a step too far. The local residents who live close to the Barton continue to have concerns at the amount of alcohol (and drugs) currently available, and the disturbance that imbibers and users create each and every day.

I see no reason to extend the hours; in some respects the hours are too long already.

I object to the application.

Please keep me in the loop regarding an outcome for this application.

Alan Quirk
Councillor West Sussex and Crawley Borough council.

From: Guest, Jackie
Sent: Fri 22/10/2010 11:09
To: POLICE HORSHAM (northdowns.licensing@sussex.pnn.police.uk);
(building.control@horsham.gov.uk); Child Protection
(ChildProtectionLicensingAct@westsussex.gov.uk); Chris Boyle
(chris.boyle@sussex.pnn.police.uk); David Shaw (david.shaw@westsussex.gov.uk); Trading
Standards; EH POLL; ENV ADMIN; Matthews, Mez; ML; planning; TB
Cc: Irvine, Ian; Quinn, Brian; Gilroy, Lee; Quirk, Alan
Subject: LA03 - Application to vary premises licence - Morrison's 3 Broadfield Barton

Good morning,

please find enclosed details of application to vary premises licence.

Jackie Guest

Senior Technical Support Officer

Premises Licensing - Planning & Environmental Services

01293 438289



Lyons, Michael

From:

Sent: 11 November 2010 09:50

To: Lyons, Michael

Subject: Morrisons, Broadfield Barton, Crawley. Variation of Premises Licence

Dear Mr Lyons, I represent the retailers and residents of the properties on the south side of Broadfield Barton. I am writing to you in order to solicit your support for my objection to the increase in the number of hours that Morrisons wish to sell alcohol. My objections relate to all four of the Licensing Objectives contained in the Council's Licensing Policy, as I believe that the inevitable increase in sales of heavily discounted alcohol and the subsequent increase in litter, will lead to an increase in crime and disorder, public safety and public nuisance. The question of harm to children is also a concern as very young teenagers roam the precinct during the school holidays as early as five and six am and will come into contact with the early morning drunkards.

I look forward to hearing from you.

Regards, _____, Broadfield Barton Property Management Ltd.



The Licensing Authority
 Crawley Borough Council
 Town Hall
 The Boulevard
 Crawley
 West Sussex
 RH10 1UZ

RECEIVED
 12 NOV 2010
 ENVIRONMENT AND
 HOUSING DIRECTORATE

Date 9 November 2010
 Your ref 05/00076/LAPRE
 Our ref 0761/217525-1

Dear Sirs

**Morrisons, 3 Broadfield Barton, Broadfield, Crawley
 Variation of Premises Licence**

We act on behalf of Broadfield Barton Property
 Management Limited and owner of the shop at no. who has instructed us to submit a
 representation in respect of the above application.

The representation is based upon the prevention of crime and disorder, public safety and prevention of public nuisance licensing objectives.

Morrisons sells beer at 59p a can at these premises. The increase in sales of heavily discounted alcohol for the extended hours stated in the application, if granted, will lead to an increase in incidents of crime and disorder in the vicinity of the premises. This is directly referred to at paragraph 2.18 of Crawley Borough Council's Licensing Policy.

The cleaner employed by our client to patrol the precinct has experienced attacks by drunk persons between 4 am and 7 am whilst carrying out his work. Allowing more alcohol to be sold for longer periods if granted by this application will lead to an increase in threats to public safety as well as crime and disorder.

Litter such as empty beer cans and trolleys from the supermarket accumulate in the precinct, resulting in the need for the cleaner employed by our client. Longer hours for sales of alcohol, if granted, will increase the volume of litter in the immediate vicinity of the premises thereby reducing the working amenity and environment of those in the vicinity of the premises causing considerable public nuisance.

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There is a public house, a 24-hour garage, an off-licence and a convenience store all currently selling alcohol in the immediate vicinity of the Morrisons supermarket. The overall cumulative impact of extended hours for sales of alcohol will not help to promote the general licensing objectives in this area.

The application itself at Part 3 and the box under Box O refers to the removal of certain conditions, but there is no indication in the application as to which conditions are proposed to be removed. Furthermore the operating schedule does not state how the applicant intends to promote the licensing objectives relating to the immediate vicinity of the premises pursuant to paragraphs 2.4 and 2.14 of the Council's Licensing Policy. Our client therefore considers the application to be misleading and incomplete and should be resubmitted with the applicant's intentions properly stated.

Yours faithfully

A handwritten signature in black ink, appearing to read "DMH Stallard", written in a cursive style.

DMH Stallard LLP



Lyons, Michael

From:
Sent: 18 November 2010 16:13
To: Lyons, Michael
Subject: Objections to licence at morrisons
Importance: High

BROADFIELD BARTON
BROADFIELD,CRAWLEY
WEST SUSSEX
RH11 9BA

BROADFIELD

I would like to object to morrisons licencing hours from 6am to 11pm

1,opening 6am will mean drunks will gather on the parade a lot earlier in the mornings,they drink throughout the night and morrisons will be there first call for booze,causing a lot of nusiance.

2,drunks being there early in the morning will cause a threat to children coming on the parade,and there safety as well as there parents.

3,broadfield is already a high risk crime and violent area the parade also has a lot of these problems ,arson on the pub a few nights ago,we don't need these extra opening hours to cause more disruption.

4,we need the public to feel safe in the mornings.

5,the parade opening a lot longer on a day to day basics may mean more community support officers being there for the general public.I therefore strongly recommend that all these objections being looked at very carefully.

Thank you