

Crawley Borough Council

PES/232



Report to Licensing Sub Committee

Monday 06th March 2017

Application for the Grant of a Premises Licence

To

Alpesh Patel

of

'County Mall News'

53A County Mall

Crawley

West Sussex

RH10 1FF

Tony Baldock
Environmental Health Manager

1. Details of Application

*Reference
Documents and
Guidance*

- 1.1 On the 11th January 2017, Mr Alpesh Patel (the applicant) submitted an application to the Licensing Authority for the grant of a premises licence in respect of the above mentioned premises. The application was made in accordance with the provisions of the Licensing Act 2003, ('the Act').

Appendix 1
Application form

- 1.2 The application is for the retail supply of alcohol 'OFF' the premises (only).

Appendix 1
Application form

1.3 The applicant states in the application that he is intending to promote the four licensing objectives with the steps set out in the operating schedule.

Appendix 1
Application form

1.4 The proposed 'Supply of Alcohol' and 'Hours Open to the Public' as set out in the application are as follows:-

Appendix 1
Application form

Supply of Alcohol

Monday – Saturday; 08.00 - 21.00hrs
Sunday 09.00 - 18.00hrs

Open to the Public

Monday – Saturday; 06.30 – 21.00hrs
Sunday 09.00 – 18.00hrs..

1.5 The proposed lay-out of the premises is contained in the application

Appendix 1
Application form

1.6 Mr Patel has named himself as the proposed designated premises supervisor in relation to the application. He holds a personal licence issued by Crawley Borough Council.

Appendix 1
DPS Consent form
attached to the
application form

2. Consultation

2.1 The current application was advertised on the premises and in the local press, and as a result of the consultation process, the following relevant representations were submitted to the Council within the prescribed period:

2.2 Responsible Authority

2.2.1 Sussex Police:

On the 19th January 2017, Sussex Police notified the Council that they had proposed (and the applicant had agreed) to the following two minor amendments to the operating schedule thus negating the need for any representation. The agreed changes to the wording in the Operating Schedule to the application were as follows:-

Appendix 2
Copy of the Police
representation and
relevant documents.

- (i) Please change the wording on CCTV condition offered in the application from " Met Police Standards" to "UK Police Requirements for digital CCTV (PSDB 09/05)".
- (ii) Please add the wording on Refusal Incident register condition offered in the application to also include " and the register will be kept for a minimum of 12 months"

2.2.2 **Other responsible Authorities:**
There were no further relevant representations.

2.3 **Any other person:-**
The Licensing Authority received one other representation as follows:-

(i) Relevant representation – Henry Smith & Family

2.3.1 Mr Smith and family have detail in their opinion how the proposed application, if granted, would affect the locality and its people, therefore undermining the four licensing objectives as outlined further in this report at paragraph 4.7.

2.3.2 A copy of the representation letter is attached as Appendix 3.

3. Background

3.1 Crawley Borough Council (“the Council”) is the relevant Licensing Authority (“LA”) in relation to any premises within the Borough of Crawley which is to be used for one or more licensable/qualifying activities in accordance with the Act.

3.2 Pursuant to the Act and regulations, an application for a premises licence must be made to the relevant licensing authority and be accompanied by an operating schedule, a plan of the premises to which the application relates in the prescribed form, and, if the licensable activities include the supply of alcohol, by a form of consent given by the individual whom the applicant wishes to be specified in the premises licence as the premises supervisor.

3.3 Where the LA receives an application for a premises licence in accordance with legislation and no relevant representations are made within the prescribed time, the LA must grant the licence subject only to such conditions as are consistent with the operating schedule accompanying the application and any mandatory conditions.

3.4 Where “relevant” representations are made in respect of an application, the licensing authority must hold a hearing to consider them unless (1) the representations are withdrawn before the hearing, or (2) the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary.

Appendix 3
*Copy of relevant
representation*

4. Statutory Considerations and Guidance issued by Government

- 4.1 Representations are “relevant” where they:
- (a) are about the likely effect of the grant of the premises licence on the promotion of the licensing objectives,
 - (b) were made by a responsible authority or other person within the prescribed period,
 - (c) have not been withdrawn, and
 - (d) in the case of representations made by a person who is not a responsible authority, that they are not, in the opinion of the relevant licensing authority, frivolous or vexatious.
- 4.2 Having regard to any relevant representation(s), the LA must take such of the steps (if any) as it considers appropriate for the promotion of the licensing objectives
- 4.3 The steps so mentioned are:-
- (a) To grant the licence subject to the conditions mentioned in the ‘operating schedule’, modified to such extent as the authority considers appropriate for the promotion of the licensing objectives, and any mandatory conditions.
 - (b) To exclude from the scope of the licence any of the licensable activities to which the application relates.
 - (c) To refuse to specify a person in the licence as the designated supervisor.
 - (d) To reject the application.
- 4.4 Section 4 of the Act provides that in carrying out its functions, the Council must “have regard to” guidance issued by the Secretary of State under section 182. Some relevant extracts from the Guidance are set out below (Issued March 2015).
- 4.5 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.
- 4.6 The legislation provides a clear focus on the promotion of four statutory objectives which must be addressed when licensing functions are undertaken.

*Licensing Act 2003
s.18(6)–(7)*

*Licensing Act 2003
s.18(3)*

*Licensing Act 2003
s.18(4)(a)–(d)*

*Licensing Act 2003
s.4(3)(b)*

*Section 182
Statutory Guidance
1.9 (Edition March
2015)*

*Section 182
Statutory Guidance
1.2*

4.7	<p>The licensing objectives are:</p> <ul style="list-style-type: none"> • The prevention of crime and disorder; • Public safety; • The prevention of public nuisance; and • The protection of children from harm. 	<p><i>Licensing Act 2003 s.4(2)</i></p> <p><i>Section 182 Statutory Guidance 1.3</i></p>
4.8	<p>Each objective is of equal importance. There are no other statutory licensing objectives, so that the promotion of the four objectives are paramount considerations at all times.</p>	<p><i>Section 182 Statutory Guidance 1.4</i></p>
4.9	<p>However, nothing in the Guidance should be taken as indicating that any requirement of licensing law or any other law may be overridden (including the obligations placed on the authorities under human rights legislation). The Guidance does not in any way replace the statutory provisions of the Act or add to its scope and licensing authorities should note that interpretation of the Act is a matter for the courts. Licensing authorities and others using the Guidance must take their own professional and legal advice about its implementation.</p>	<p><i>Section 182 Statutory Guidance 1.10</i></p>
4.10	<p>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.</p>	<p><i>Section 182 Statutory Guidance 1.9</i></p>
4.11	<p>Each application must be considered on its own merits and in accordance with the licensing authority's statement of licensing policy. Conditions attached to licences and certificates must be tailored to the individual type, location 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 appropriate for the promotion of the licensing objectives in an individual case.</p>	<p><i>Section 182 Statutory Guidance 1.17</i></p>
4.12	<p>Conditions on a premises licence are important in setting the parameters within which premises can lawfully operate. The use of wording such as "must", "shall" and "will", is encouraged. Conditions on licences must:</p> <ul style="list-style-type: none"> • be precise and enforceable; • be unambiguous; • not duplicate other statutory provisions; • be clear in what they intend to achieve; and, • be appropriate, proportionate and justifiable. 	<p><i>Section 182 Statutory Guidance 1.16</i></p>
4.13	<p>As well as responsible authorities, any other person can play a role in a number of licensing processes under the Act. This includes any individual, body or business entitled to make representations to licensing authorities in relation to applications for the grant,</p>	<p><i>Section 182 Statutory Guidance 8.12</i></p>

variation, minor variation or review of premises licences and club premises certificates, regardless of their geographic proximity to the premises. In addition, these persons may themselves seek a review of a premises licence. Any representations made by these persons must be 'relevant', in that the representation relates to one or more of the licensing objectives. It must also not be considered by the licensing authority to be frivolous or vexatious.

- 4.14 A representation is "relevant" if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant. On the other hand, a representation by a business person that nuisance caused by new premises would deter customers from entering the local area, and the steps proposed by the applicant to prevent that nuisance were inadequate, would be relevant. In other words, representations should relate to the impact of licensable activities carried on from premises on the objectives. There is no requirement for a responsible authority or other person to produce a recorded history of problems at premises to support their representations, and in fact this would not be possible for new premises.

*Section 182
Statutory Guidance
9.4*

CRIME AND DISORDER

- 4.15 Licensing authorities should look to the police as the main source of advice on these matters. They should also seek to involve the local Community Safety Partnership (CSP).
- 4.16 Conditions should be 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 (CCTV) cameras both inside and immediately outside the premises can actively deter disorder, nuisance, anti-social behaviour and crime generally. Some licence holders may wish to have cameras on their premises for the prevention of crime directed against the business itself, its staff, or its customers. But any condition may require a broader approach, and it may be appropriate to ensure that the precise location of cameras is set out on plans to ensure that certain areas are properly covered and there is no subsequent dispute over the terms of the condition.
- 4.17 The designated premises supervisor is the key person who will usually be charged with day to day management of the premises by the premises licence holder, including the prevention of disorder. However, conditions relating to the management competency of designated premises supervisors should not normally be attached to premises licences. A condition of this kind could only be justified as appropriate in rare circumstances where it could be demonstrated that in the circumstances associated with particular premises, poor management competency could give rise to issues of crime and disorder and public safety.

*Section 182
Statutory Guidance
2.1*

*Section 182
Statutory Guidance
2.3*

*Section 182
Statutory Guidance
2.5*

PUBLIC SAFETY

- 4.18 As a part of their duties under the Act, licence holders have a responsibility to ensure the safety of those using their premises. This concerns the safety of people using the relevant premises rather than public health which is addressed in other legislation. Physical safety includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning. Conditions relating to public safety may also promote the crime and disorder objective as noted above. There will of course be occasions when a public safety condition could incidentally benefit a person's health more generally, but it should not be the purpose of the condition as this would be outside the licensing authority's powers (be ultra vires) under the Act. Conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene.

*Section 182
Statutory Guidance
2.6*

PUBLIC NUISANCE

- 4.19 The Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.
- 4.20 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.
- 4.21 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, music noise from premises usually occurs from mid-evening until either late-evening or early-morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. In certain circumstances, conditions relating to noise immediately surrounding the premises may also prove appropriate to address any disturbance anticipated as customers enter and leave.
- 4.22 Beyond the immediate area surrounding the premises, these are matters for personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a

*Section 182
Statutory Guidance
2.14*

*Section 182
Statutory Guidance
2.15*

*Section 182
Statutory Guidance
2.28*

*Section 182
Statutory Guidance
2.20*

licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area and to respect the rights of people living nearby to a peaceful night.

PROTECTION OF CHILDREN FROM HARM

4.23 The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated with alcohol but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment).

*Section 182
Statutory Guidance
2.21*

4.24 The Government believes that it is completely unacceptable to sell alcohol to children. Conditions relating to the access of children where alcohol is sold and which are appropriate to protect them from harm should be carefully considered.

*Section 182
Statutory Guidance
2.22*

4.25 Licensing authorities and responsible authorities should expect applicants, when preparing an operating schedule or club operating schedule, to set out the steps to be taken to protect children from harm when on the premises.

*Section 182
Statutory Guidance
2.25*

STEPS TO PROMOTE THE LICENSING OBJECTIVES:

4.26 In completing an operating schedule, applicants are expected to have regard to the statement of licensing policy for their area. They must also be aware of the expectations of the licensing authority and the responsible authorities as to the steps that are appropriate for the promotion of the licensing objectives, and to demonstrate knowledge of their local area when describing the steps they propose to take to promote the licensing objectives.

*Section 182
Statutory Guidance
8.33*

4.27 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 Act). As such, it would be wholly inappropriate to impose conditions outside the control of those responsible for the running of the premises.

DETERMINING APPLICATIONS:

4.28 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:

*Section 182
Statutory Guidance
9.37*

- the steps that are appropriate to promote the licensing objectives;

	<ul style="list-style-type: none"> • the representations (including supporting information) presented by all the parties; • the statutory guidance; • its own statement of licensing policy. 	
4.29	<p>The licensing authority should give its decision within 5 working days of the conclusion of the hearing (or immediately in certain specified cases) and provide reasons to support it. This will be important if there is an appeal by any of the parties. Notification of a decision must be accompanied by information on the right of the party to appeal. After considering all the relevant issues, the licensing authority may grant the application subject to such conditions that are consistent with the operating schedule. Any conditions imposed must be appropriate for the promotion of the licensing objectives; there is no power for the licensing authority to attach a condition that is merely aspirational. For example, conditions may not be attached which relate solely to the health of customers rather than their direct physical safety.</p>	<p><i>Section 182 Statutory Guidance 9.38</i></p>
4.30	<p>Alternatively, the licensing authority may refuse the application on the grounds that this is appropriate for the promotion of the licensing objectives. It may also refuse to specify a designated premises supervisor and/or only allow certain requested licensable activities. In the interests of transparency, the licensing authority should publish hearings procedures in full on its website to ensure that those involved have the most current information</p>	<p><i>Section 182 Statutory Guidance 9.39</i></p>
4.31	<p>Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.</p>	<p><i>Section 182 Statutory Guidance 9.41</i></p>
4.32	<p>The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.</p>	<p><i>Section 182 Statutory Guidance 9.42</i></p>
4.33	<p>Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. Whilst this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. As with the consideration of licence variations, the licensing authority should consider wider issues such as other conditions</p>	<p><i>Section 182 Statutory Guidance 9.43</i></p>

already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination.

CONDITIONS

- | | | |
|-----------|--|--|
| 4.34 | This section provides advice and recommendations concerning best practice in relation to conditions attached to premises licences and club premises certificates. | <i>Section 182
Statutory Guidance
10.1</i> |
| 4.35 | Conditions include any limitations or restrictions attached to a licence or certificate and essentially are the steps or actions that the holder of the premises licence or the club premises certificate will be required to take or refrain from taking in relation to the carrying on of licensable activities at the premises in question. | <i>Section 182
Statutory Guidance
10.2</i> |
| 4.36 | The courts have made it clear that it is particularly important that conditions which are imprecise or difficult for a licence holder to observe should be avoided. Failure to comply with any conditions attached to a licence or certificate is a criminal offence, which on conviction would be punishable by a fine of up to £20,000 or up to six months imprisonment or both. | <i>Section 182
Statutory Guidance
10.2</i> |
| 4.37 | There are three types of condition that may be attached to a licence or certificate: proposed, imposed and mandatory. Each of these categories is described in more detail below. | <i>Section 182
Statutory Guidance
10.3</i> |
| 4.38 | The Act requires that licensing conditions should be tailored to the size, type, location and characteristics and activities taking place at the premises concerned. Conditions should be determined on a case-by-case basis and standardised conditions which ignore these individual aspects should be avoided. | <i>Section 182
Statutory Guidance
10.10</i> |
| 4.39 | If other existing law already places certain statutory responsibilities on an employer or operator of premises, it cannot be appropriate to impose the same or similar duties as conditions. | |
| 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': <ul style="list-style-type: none">• The Council's Licensing Sub-Committee Hearing Procedure• LACORS Guidance on the Role of Elected Members• Council's Licensing Policy• Government Section 182 Guidance (March 2015) | <i>Section A
Section B
Section C
Section D</i> |
| 5.2 | Section 17 of the Crime & Disorder Act 1998 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.
- 5.3 The aim of Crawley Borough Council's Licensing Policy ('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*
- 5.4 The LA 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 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*
- 6. Staffing, Equalities, Financial, and Legal Implications**
- 6.1 There are no extra staffing or financial implications to the Council, save for those in respect of possible appeal(s)
- 6.2 Members must ensure that they exercise their decision making powers in a manner which is compliant with the Human Rights Act 1998, and the principles of natural justice. *Human Rights Act 1998*
- 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) which states as follows: *Crime and Disorder Act 1998*
- (1) Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent,
- (a) crime and disorder in its area (including anti-social and other behaviour adversely affecting the local environment); and
- (b) the misuse of drugs, alcohol and other substances in its area; and
- (c) re-offending in its area.

- 6.4 Pursuant to s.149 of the Equality Act 2010, the Council is also required to comply with what is called the “public sector equality duty”. In summary, this means that the Council must, in the exercise of its functions, have due regard to the need to—
- (a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;
 - (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;
 - (c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.

Equality Act 2010

- 6.5 Where a LA rejects an application for the grant of a premises licence the applicant may appeal against the decision to the local magistrates’ court. Where a LA grants an application, the applicant may appeal against the imposition of any conditions; and any interested party may appeal and contend that the licence ought not have been granted or the LA ought to have imposed different or additional conditions or taken another permitted step.

*Licensing Act 2003
s.181 & Sch 5*

7. Recommendations

- 7.1 Having regard to the relevant representations the Sub-Committee must take such of the following steps mentioned (if any) as it considers appropriate for the promotion of the licensing objectives.

*Licensing Act 2003
s.18(3)*

7.2 The steps are:

- (a) **Grant the application subject to:**
 - (i) **conditions which are consistent with the operating schedule modified to such extent as the authority considers appropriate for the promotion of the licensing objectives, and**
 - (ii) **any relevant mandatory conditions;**
- (b) **Exclude from the scope of the licence any of the licensable activities to which the application relates;**
- (c) **Refuse to specify a person in the licence as the premises supervisor;**
- (d) **Reject the application.**

*Licensing Act 2003
s.18(4)(a)*

*Licensing Act 2003
s.18(4)(b)*

*Licensing Act 2003
s.18(4)(c)*

*Licensing Act 2003
s.18(4)(d)*

8. Background Papers

- 8.1 All associated paper work regarding this application.
The Members Reference Pack – Licensing Act 2003
Contact Officer:- Mike Lyons Direct Line:- 01293 438698



Crawley
Application for a premises licence
Licensing Act 2003

For help contact
licensing@ Crawley.gov.uk
 Telephone: 1293438000

* required information

Section 1 of 19

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?

Yes No

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

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

Other telephone number

Include country code.

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

* 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	24
* Street	FAIRFIELD ROAD
District	
* City or town	CROYDON
County or administrative area	SURREY
* Postcode	CR0 5LH
* Country	United Kingdom

Section 2 of 19

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	COUNTY MALL NEWS
Street	53A COUNTY MALL
District	
City or town	CRAWLEY
County or administrative area	
Postcode	RH10 1FF
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	15,000

Section 3 of 19

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company
- A partnership
- An unincorporated association
- 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
- Other (for example a statutory corporation)

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 19

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...

Applicant Postal Address

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

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.

Yes

No

Building number or name	COUNTY MALL NEWS
Street	53A COUNTY MALL
District	
City or town	CRAWLEY
County or administrative area	SUSSEX
Postcode	RH10 1FF
Country	United Kingdom

Applicant Contact Details

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

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.

Yes

No

E-mail	
Telephone number	
Other telephone number	

Add another applicant

Section 5 of 19

OPERATING SCHEDULE

When do you want the premises licence to start? / /
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.

County Mall News is located on ground level in front of the Crawley Bus Station outside County Mall shopping centre. At most time the footfall in this location is fairly busy with the commuters using the bus service from the Bus Station or the main line Rail Station. Since 2012 the owner has been operating the premises to retail newspapers, magazines, confectionery, soft drinks, and tobacco. It also provides National Lottery and Pay Point services. There is also a free to use ATM machine inside the premises.

Continued from previous page...

The shop floor area cover just under 27 sq meters and it has been fitted to a very high standard, giving it a really modern look and feel. It has aluminium shop front with suspended ceiling. The glass front has internal venetian blinds. The premises is fitted with sensor driven automatic front sliding door, key operated electric metal shutters, and Shop Alert Button for use during any emergency. The Alert System is connected directly to County Mall Security office. The applicant is applying for a premises Licence to enable Sale by Retail of Alcohol for consumption OFF the premises.

The main public and staff access to and from the shop is through the front entrance door. The premises do comply with Fire Safety regulations with fitted emergency lighting, fire extinguishers and fire exit signage. There is nothing in the premises (fixtures, electrical appliances, flooring or fittings) that be classified as fire risk. Fire Extinguishers are checked regularly every year in October.

The location of the counter makes it easier for staff to visibly manage the entire shop floor retail area and the external front area of the shop. Street lighting outside the premises and lighting within the premises is bright.

Crime Data Analysis (Crime Data Source: www.police.uk/sussex) indicates that the applicant needs to ensure measures are in place to tackle anti-social behavior, shoplifting/theft, and public nuisance including street drinking.

To tackle these issues, the applicant has taken on board all the measures to promote the licensing objectives after consultation with Police Licensing Officer - West Sussex Division.

In the main this includes:

1. All beer or cider cans will only be sold in multiple packs of 4 cans i.e. It will not be sold in single units
2. All spirits will be displayed behind the counter and would therefore be out of public reach
3. No beer, lager or cider will be sold in cans with Alcohol by Volume (ABV) in excess of 6.5% or in bottles larger than 750ml with an ABV in excess of 6.5%
4. The proposed opening and closing hours for retail of alcohol are to avoid any negative impact on the current street drinking problem in Crawley Town Centre, or the local community and they fall in line with other surrounding businesses.

The objective is to ensure there is no adverse impact on the area or the community within Crawley Town Centre from this challenging location.

The applicant has also gained permission from JLL Retail Management Agent for County Mall for the retail of alcohol and for extended trading hours.

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

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

Yes

No

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

Yes

No

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Continued from previous page...

Will you be providing indoor sporting events?

Yes No

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

Yes No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

Yes No

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

Yes No

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

Yes No

Section 13 of 19

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

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

Yes No

Section 14 of 19

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

Section 15 of 19

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.

Continued from previous page...

TUESDAY

Start 08:00

End 21:00

Start

End

WEDNESDAY

Start 08:00

End 21:00

Start

End

THURSDAY

Start 08:00

End 21:00

Start

End

FRIDAY

Start 08:00

End 21:00

Start

End

SATURDAY

Start 08:00

End 21:00

Start

End

SUNDAY

Start 09:00

End 18:00

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.

NONE

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.

NONE

Continued from previous page...

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

Name

First name

Family name

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 19

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.

There is no provision from the premises of any adult entertainment, films, services, activities, other entertainment or matters ancillary to the use of the premises that can give rise to concern in respect of children.

Continued from previous page...

The premises shall operate Challenge 25 and Age Verification policies to ensure there is no underage retail of any age restricted products including alcohol.

Section 17 of 19

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.

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.

NONE

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

Continued from previous page...

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

NONE

Section 18 of 19

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)

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

The applicant is successfully operating and managing another licensed premises in Seven Oaks for over 4 years. During this period he has not endured any incidents or issues related to the promotions of licensing objectives.

The applicant has successfully completed Personal Licence Holders training and with his experience gained over last four years, he is happy to undertake Designated Premises Supervisor (DPS) role to manage his responsibilities for this premises which also includes periodic staff training.

Challenge 25 and Age Verification policies shall be adopted to avoid any underage retail of age restricted products including alcohol. This is strictly enforced currently for retail of tobacco. Only acceptable proof of ID shall be accepted within these policies. This includes valid Passport, UK Photo Driving Licence, and Photo ID with PASS Hologram. Refusals of all age restricted products shall be recorded and the Register shall be maintained and made available for inspection on request by the Licensing Officers.

Alcohol shall be displayed well away from shop front entrance. It shall be for sale exclusively for consumption OFF the premises. All required signage shall be displayed prominently in the shop to remind customers that it is illegal to try and attempt to purchase alcohol or any age restricted products by a person under the age of 18.

Management shall not engage in any irresponsible promotion of alcohol. Management shall adopt a strict policy to close the premises at stated times.

The position of the counter, display shelves with alcohol, location of CCTV cameras, Monitor Screen, and metal shutters are all measures taken by management to provide safer working environment for staff, protect customers, and minimise the threat of theft. All spirit shall be kept out of public reach to avoid any theft.

All staff shall receive training on how to promote the four licensing objectives, operate Challenge 25 policy and how to manage public safety in case of any emergency. Training records of all staff shall be maintained for inspection by relevant Licensing Authority.

Please refer to APPENDIX 1 for conditions consistent with the Operating Schedule

b) The prevention of crime and disorder

The premises are fitted with key operated automatic shutters to cover the frontage of the shop for security reasons while the premises are closed to the general public.

CCTV system with 2 cameras is in operation covering the entire internal area - front entrance, counter area, and alcohol display areas. The system has the capacity to record and store data for up to 31 days. The applicant is aware of how to search and download any stored footage on to an external device when requested to do so by the police or any other officer from responsible authorities. The system shall be checked/tested and maintained by external contractor on periodic

Continued from previous page...

basins and in case of emergency. CCTV Signage shall be displayed to remind customers of its operation. Staff shall be reminded of their responsibility to monitor the premises and customer activity at all times to prevent any criminal activity, theft, or public disorder.

The premises shall support Crawley Council's policy to help prevent drinking on the streets within Town Centre area and to stop anti-social behaviour. Signage that the premises support the Council's initiative shall be displayed to remind customers. Alcohol shall not be sold to anyone that is either drunk or appears to be drunk.

External area of the premises is also clearly visible from the counter area to detect any signs of public disorder or nuisance.

No super-strength beer, lagers, or ciders shall be sold in cans with Alcohol By Volume (ABV) in excess of 6.5% or in bottles larger than 750ml with an ABV in excess of 6.5% at the premises. Signage reminding general public of this policy will be displayed.

The premises shall maintain Incident Register.

Shop Alert system is installed to operate in case of any emergency. It is connected to County Mall Security office.

Please refer to APPENDIX 1 for conditions consistent with the Operating Schedule

c) Public safety

The premises is fitted with Emergency Lighting and Exit signage at the front entrance/exit doors. Staff shall receive training on how to minimise the risk of fire, and to provide staff & public safety in case of fire emergency. This includes keeping all fire escape routes free from any obstructions. Fire Emergency Plan is drawn up to cover actions to be taken by staff/management in case of fire emergency. All electrical appliances (fridge/freezers) shall be checked and tested at regular intervals by outside contractor including Fire Extinguisher.

In relation to Food Hygiene, daily temperature log shall be maintained for the fridge and freezer. "Sale by Date" on ready to eat food shall be checked every morning before premises are open to general public.

Please refer to APPENDIX 1 for conditions consistent with the Operating Schedule

d) The prevention of public nuisance

There is no form of music played on the premises. There is no other form of disturbance or noise pollution emanating from the premises that can affect general public or local residents within the immediate vicinity of the premises. Staff shall receive training on how to deal with potential conflict related to threat, abuse, violent conduct or theft. Incident Register shall be maintained to record such incidents. If required, Management shall participate in any local initiative promoted by the Crawley Licensing Authorities to minimise public nuisance in the area.

No beer or cider cans shall be sold in single units. Beer and cider shall be sold in multiple packs of a minimum of 4 cans. This measure is in direct support by the applicant after consultation with Sussex Police to ensure that there is no adverse impact on the street drinking problem currently experienced with Crawley Town Centre.

Delivery and Waste Collection is carried out during normal working hours (09:00 to 17:00).

Please refer to APPENDIX 1 for conditions consistent with the Operating Schedule

e) The protection of children from harm

The entire shop floor area can easily be monitored by staff on the counter and by CCTV cameras at all times.

Challenge 25 policy shall be enforced at all times to ensure alcohol or any age restricted products are not sold to anyone under the age of 18 years, or to anyone who may be purchasing it on behalf of children under this age.

Only acceptable proof of ID shall be accepted. All Staff shall maintain strict discipline over NO ID – NO SALE. Signage shall be displayed so that all customers are aware of the store policy.

Continued from previous page...

Refusal Register shall be maintained for all refusal related to sale of alcohol or age restricted product.

No other Licensable activity will be carried out in the store that gives rise to concern or cause any harm to children.

Please refer to APPENDIX 1 for conditions consistent with the Operating Schedule

Section 19 of 19

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 (£)

DECLARATION

* I/we understand 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.

Continued from previous page...



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

* Capacity

* Date / /
dd mm yyyy

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/crawley/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 ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

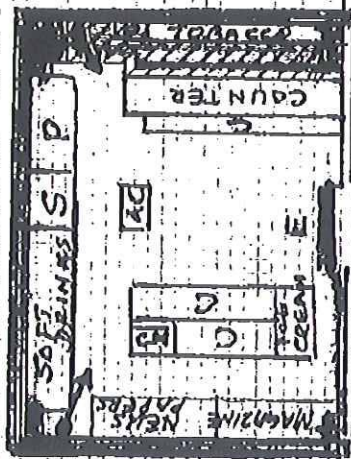
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Is Digitally signed

< Previous 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 Next >

53^A COUNTY MALL, CRAWLEY, RA10 1FF

SCALE 1:100 (26.91 Sq meters)



↓	CCTV CAMERAS
AC	AIR CONDITIONING UNIT
E	EMERGENCY LIGHT WITH FIRE EXIT SIGN
P	PROPOSED ALCOHOL DISPLAY
C.M	CASH MACHINE
/	LICENSABLE ACTIVITY BOUNDARY
///	RAISED COUNTER AREA
C	CONFECTIONERY
—	AUTOMATIC SLIDING FRONT ACCESS
—	AUTOMATIC SHUTTERS
F	FIRE EXTINGUISHER SERVICED EVERY OCT

Appendix 1

COUNTY MALL NEWS, 53A COUNTY MALL, CRAWLEY, RH10 1FF Application for Grant of Premises Licence under Licensing Act 2003

A. Proposed licensing hours for the sale by retail of alcohol

Monday to Saturday from	08:00 to 21:00 hours
Sunday from	09:00 to 18:00 hours

Note:

- No other seasonal variations or non-standard timings are applied for
- No other licensable activity is applied for other than sale by retail of alcohol
- Sale by retail of alcohol is for consumption OFF the premises

B. Conditions consistent with the Operating Schedule

The premises licence holder shall ensure that:

1. Challenge 25 and Age Verification policies shall be adopted to avoid any underage retail of age restricted products including alcohol. Only acceptable proof of ID shall be accepted within these policies. This includes valid Passport, UK Photo Driving Licence, and Photo ID card with PASS Hologram.
2. Refusals of all age restricted products shall be recorded and the Register shall be maintained and made available for inspection on request by the Licensing Officers.
3. All required signage shall be prominently displayed in relation to Challenge 25 Policy
4. A CCTV system shall be installed and maintained to the reasonable requirements of the Metropolitan Police, covering the entrances, exits, internal areas of the premises and recordings shall be kept for a minimum of 31 days and be made available to Police or Council Officers, in useable form on request.
5. CCTV Signage shall be displayed to remind customers of its operation within the premises.
6. Prior to engaging in any sale of alcohol, all staff shall be trained and supervised by the DPS, in relation to the Licensing Act 2003. Training records shall be kept at the premises for inspection (for a minimum of 24 months) and refresher training shall be given to all staff at least every six months.
7. Alcohol shall be displayed well away from shop front entrance door. All spirits shall be kept out of public reach to avoid any risk of theft.
8. No super-strength beer, lagers, or ciders shall be sold in cans with Alcohol by Volume (ABV) in excess of 6.5% or in bottles larger than 750ml with an ABV in excess of 6.5% at the premises. Signage reminding general public of this policy shall be displayed.
9. No beer or cider cans shall be sold in single units. Beer and cider shall be sold in multiple packs of a minimum of 4 cans
10. Staff shall receive training on how to minimise the risk of fire, and to provide staff & public safety in case of fire emergency.
11. The premises will actively participate in the local shopwatch scheme and will not sell alcohol street drinkers, or banned persons identified through the scheme

12. A comprehensive incident register shall be maintained, at the premises. The DPS shall ensure that details of incidents shall be added to the register within 24hrs of any incident. The following details shall be recorded: -

- Date
- Time
- Location
- Persons concerned
- Summary of incident
- Identification of any Emergency Services Personnel who attended.

13. A Refusals Register shall be maintained with records of all refused sales of age restricted products including alcohol and will be made available on request for inspection.

Appendix 2 – PRE-APPLICATION CONSULTATION CORRESPONDENCE

1. JLL RETAIL AGENT for COUNTY MALL

RE: Permission for trade of alcohol and extended hours

Subject: County Mall - County Mall News

Date: Fri, 2 Dec 2016 17:56:37 +0000

From: Akinkunle, Remi <Remi.Akinkunle@eu.jll.com>

To: alpeshbpatel@hotmail.co.uk <alpeshbpatel@hotmail.co.uk>

CC: Reid, Lisa <Lisa.Reid@eu.jll.com>, Gillon, Michael <Michael.Gillon@eu.jll.com>

Mr Patel

My name is Remi Akinkunle and I am one of the management surveyors instructed on County Mall.

We have discussed your proposal for the trade of alcohol and extended hours with the client and he is happy to grant the concession on the basis that you enter into a side letter agreement detailing the measures/points in your attached proposal and that you repair or install a new fascia sign.

Please can you confirm that you agree so that the side letter can be prepared accordingly.

Please can you also confirm your undertaking/payment of JLL's fee at £500 + VAT (attached) so that we can proceed.

Will you be instructing solicitor's in this matter?

I look forward to hearing from you.

Many thanks

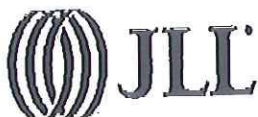
Remi Akinkunle
Surveying Executive - Retail Management
JLL
40 Bank Street
Canary Wharf | London E14 5EG

T: +44 (0)203 147 1377

M: +44 (0)7540 142247

Remi.Akinkunle@eu.jll.com
jll.co.uk

2016 Retail Managing Agent of the Year – Property Week



Jones Lang LaSalle Limited
Registered in England and Wales Number 1188567
Registered office at 30 Warwick Street, London, W1B 5NH

3. SUSSEX METROPOLITAN POLICE

From: JAYANT PATEL [mailto:jayant.patel1@btinternet.com]
Sent: 31 August 2016 11:03
To: Robinson Oliver 31806 <Oliver.Robinson@sussex.pnn.police.uk>
Subject: Re: RE: RE: UNIT 53A County Mall, RH10 1FF

Dear Mr Robinson

Please find attached Appendix 1 that I propose to submit with the application for a premises licence for County Mall News, 53A County Mall, RH10 1FF.

If you have any changes or additions to propose - please let me know.

Thanks

Kind regards

Jay Patel

////////////////////////////////////

From : Oliver.Robinson@sussex.pnn.police.uk
Date : 30/08/2016 - 16:22 (GMTDT)
To : jayant.patel1@btinternet.com
Subject : RE: RE: UNIT 53A County Mall, RH10 1FF

Dear Mr Patel,

The steps you mention in your email that your client will take to promote the licensing objectives are all good, but there will need to be some further measures applied to ensure the licensing objectives are promoted in this challenging location.

As your client will be aware, there is a huge street drinking problem in Crawley town centre, and from experience it originates from people buying single can/bottles of alcohol, therefore we would look to restrict this by preventing anything less than a 4pack being sold, no single cans etc. Also spirits would need to be kept out of public reach, as shoplifting would be fairly easy in such a small unit.

The hours which your client is proposing, specifically the closing time are a concern to the licensing team. 23:00 is exceptionally late, and a shop like this will not have SIA staff (even if these are made through a barrier). People looking to buy alcohol in the town centre at this time are likely to be wanting to quickly 'neck' a few drinks before entering the pubs or will have just left a nearby premises and want more alcohol. A closing time of 20:00 hours would pose less of a risk, allow your client to have more control (County Mall have security until this time) and would be less likely to have a negative impact on the local area/community.

Also, the opening times of 06:30 hours again seems too early, as the surrounding area is closed at this time, and would attract the early morning street drinkers; whilst your client is willing to participate in the local business watch scheme, not all street drinkers and persons responsible for ASB can be identified through this scheme as Crawley (especially the town centre) has a high turn-over of street-drinking community and

Lyons, Michael

From: Michael.Lyons@crawley.gov.uk
Sent: 19 January 2017 14:44
To: Oliver.Robinson@sussex.pnn.police.uk
Cc: Guest, Jackie
Subject: RE: Premises Licence Application: County Mall News

Many thanks Oli,

Upon determination and subject to any other representation we will amend the operating schedule to include the agreed wording of the proposed conditions.

Regards

Mike Lyons

Senior Licensing Officer

01293 438698

From: Oliver.Robinson@sussex.pnn.police.uk [mailto:Oliver.Robinson@sussex.pnn.police.uk]
Sent: 19 January 2017 14:22
To: Lyons, Michael <Michael.Lyons@crawley.gov.uk>; Licensing <Licensing@crawley.gov.uk>
Cc: jayant.patel1@btinternet.com
Subject: FW: Premises Licence Application: County Mall News

Dear Mr Lyons,

RE the application for a premises licence to be granted for COUNTY MALL NEWS, UNIT 53A, COUNTY MALL, CRAWLEY

Sussex Police have no objections to the application. However, for the purposes of clarity, subject to the licence being granted, Sussex Police have liaised with the applicant who has agreed two minor amendments. These do not alter the meaning or intention of the conditions. They simply ensure they are clear, concise and enforceable – as such, I do not propose on raising a formal representation to have these points amended.

I have copied the email chain for your reference below.

I trust you will agree with the points below.

Regards

Oli

Oliver Robinson
Licensing Officer 31806

Neighbourhood Licensing Team
West Sussex Division
Police Station | Hurst Road | Horsham | RH12 2DJ
Telephone: 01273 404242 | 101 Ext. 530248 | 07881517668

From: JAYANT PATEL [<mailto:jayant.patel1@btinternet.com>]
Sent: 19 January 2017 12:38
To: Robinson Oliver 31806 <Oliver.Robinson@sussex.pnn.police.uk>
Subject: Re: Premises Licence Application: County Mall News

Hi Oliver Robinson

Thank you for your email.

Please accept this email reply from me as an official confirmation on behalf of the applicant with regards to Premises Licence application for County Mall News.

Please change the wording on CCTV condition offered in the application from "Met Police Standards" to "UK Police Requirements for digital CCTV (PSDB 09/05)

Please add the wording on Refusal Incident register condition offered in the application to also include " and the register will be kept for a minimum of 12 months"

I trust this is OK with you. If I can be of any further assistance , please let me know.

I will appreciate if you forward the revisions agreed to the Licensing Team.

Kind regards

Jay Patel

---Original message---

From : Oliver.Robinson@sussex.pnn.police.uk
Date : 19/01/2017 - 11:53 (GMTST)
To : jayant.patel1@btinternet.com
Subject : Premises Licence Application: County Mall News

Hi Jay,

I'm in receipt of the above licence application. No issues, I just need to clarify a few bits.

The CCTV condition offered refers to "MetPol standards". Can we perhaps change this to "UK Police Requirements for digital CCTV (PSDB 09/05)" ... I've attached the document.

Could we also agree that the refusals incident register will be kept for a minimum of 12 months?

Regards
Oli

Oliver Robinson
Licensing Officer 31806

Neighbourhood Licensing Team
West Sussex Division

Police Station | Hurst Road | Horsham | RH12 2DJ
Telephone: 01273 404242 | 101 Ext. 530248 | 07881517668

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We want to know your views - see what's new and give us your feedback and suggestions at www.sussex.police.uk

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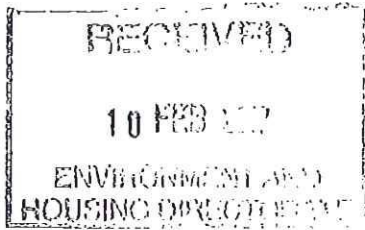
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9th. February, 2017

Mr Henry Smith and
Family,



Dear Crawley Council Licensing Department,

With respect - We were dismayed to note that you have received a request that Mr Alpesh Patel for 'County Mall News' shop sell alcohol.

We are tired and depressed that the living environment of Crawley is being so run down and destroyed, in the pursuit of money and for no good reason. The baneful effects are all around for anyone to see and are widely acknowledged by long-term Crawley residents who openly speak of how the social environment of the town has sunk by poor decision-making at both national and local Government levels. We would ask you to do what you can and should to stem this tide. Please.

We raise the following obvious objections to the above-mentioned request made to you:

Firstly, central Crawley already has a substantial problem with homeless people who should be helped accordingly and appropriately not given even easier

access to alcohol which is so often part of the problem.

Secondly, 'County Mall News' is very near Macdonalds fast-food restaurant which is already a problem area in the evenings with congregating youths. Such youths would no doubt directly or indirectly access alcohol from County Mall News and the problem with it is anticipated worse. County Mall News would not be able to prevent this even if they wish to. This is not fair to the Police or Crawley residents/visitors.

Thirdly, 'County Mall News' is at Crawley's open-air bus station. It is to be expected that alcohol would be purchased and taken on buses providing bus drivers and peaceful passengers with likely even more anti-social behaviour than already experienced. This is not fair to drivers or passengers.

Fourthly, the Parish Church of St. John has rapidly and increasingly become a site for alcohol misuse. This would be worsened by the very nearby County Mall News selling alcohol.

Fifthly, there is no social benefit of any kind but rather all the above (and other) negative social factors is allowing the request by Mr Alpeesh Patel/County Mall News to sell alcohol.

Please, Licensing Department, act to support and

Save, even improve, what little has been left of the pleasant social environment that was Crawley.

We urge you to do the right thing by everybody and not allow this or any comparable application. We are tired of the mess that has been created and all the lives harmed along the way.

I anticipate we speak for thousands of Crawley residents who believe it is not too late to give up hope.

This letter is to be copied to the Police, Metrobus, Macdonalds, St John's Church and our Member of Parliament all of whom it is to be expected share our concern.

Also, the Crawley Observer.

Thank you for your consideration please.

Yours sincerely,

Henry Smith and family.

