



NOTICE OF MEETING

Licensing Panel

Monday 20 July 2015, 2.00 pm

**Function Room, Fifth Floor, Easthampstead House, Town Square,
Bracknell**

To: The Licensing Panel

Councillor Brossard (Chairman), Councillors Allen and Thompson

cc: Substitute Members of the Committee

Councillors Brunel-Walker, Finch, Finnie, Leake and Porter

ALISON SANDERS
Director of Corporate Services

EMERGENCY EVACUATION INSTRUCTIONS

- 1 If you hear the alarm, leave the building immediately.
- 2 Follow the green signs.
- 3 Use the stairs not the lifts.
- 4 Do not re-enter the building until told to do so.

If you require further information, please contact: Amanda Roden
Telephone: 01344 352253
Email: amanda.rodan@bracknell-forest.gov.uk
Published: 30 June 2015



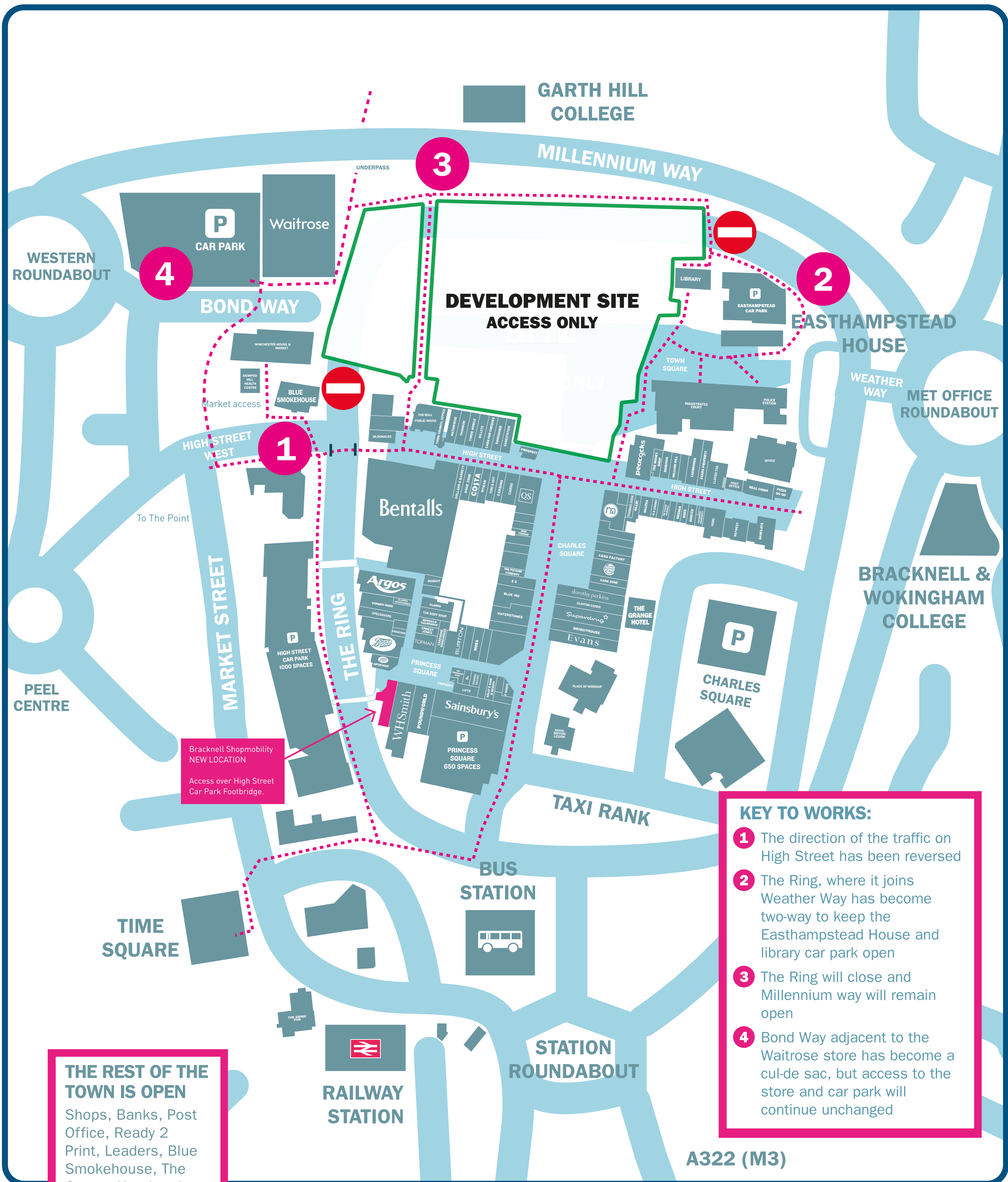
Licensing Panel
Monday 20 July 2015, 2.00 pm
Function Room, Fifth Floor, Easthampstead House, Town
Square, Bracknell

Sound recording, photographing, filming and use of social media at meetings which are held in public are permitted. Those wishing to record proceedings at a meeting are however advised to contact the Democratic Services Officer named as the contact for further information on the front of this agenda as early as possible before the start of the meeting so that any special arrangements can be made.

AGENDA

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2. Declarations of Interest	
Any Member with a Disclosable Pecuniary Interest or an Affected Interest in a matter should withdraw from the meeting when the matter is under consideration and should notify the Democratic Services Officer in attendance that they are withdrawing as they have such an interest. If the Interest is not entered on the register of Members interests the Monitoring Officer must be notified of the interest within 28 days.	
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BRACKNELL TOWN CENTRE OPEN AS USUAL DURING ROAD LAYOUT CHANGES

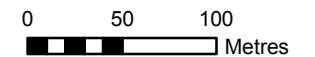


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Bracknell Town Centre Map

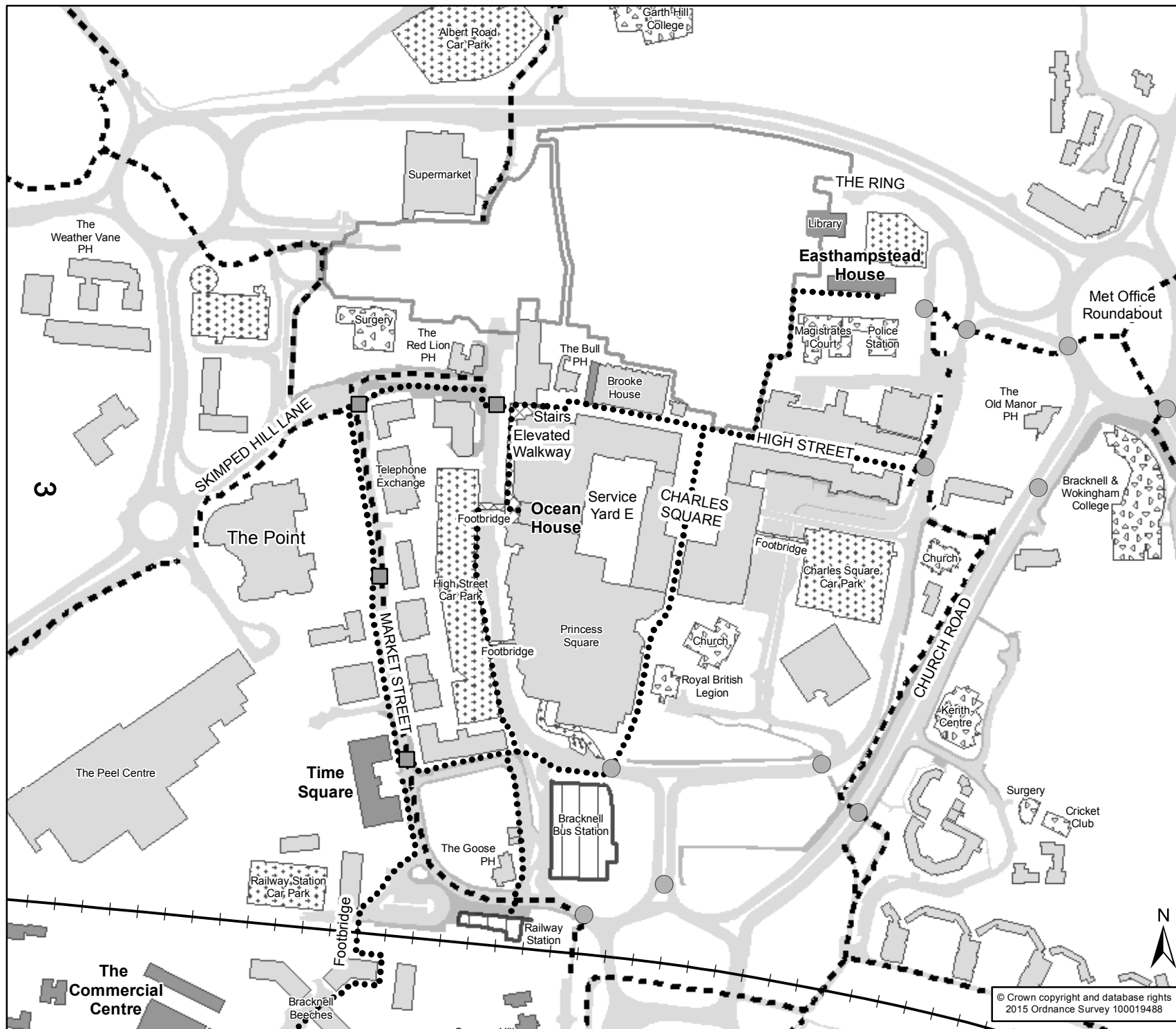
Legend

-  Subway
-  Zebra Crossing
-  Walk Route
-  Footpath/Cycleway
-  Railway
-  Building
-  Car Parks
-  Council Buildings
-  Demolished
-  Elevated Walkway
-  Places of Interest
-  Public Transport




Map Produced January 2015


G:\GIS\Environment\GIS\Projects\TownCentreMap\Jan2015B+W





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2015 Ordnance Survey 100019488

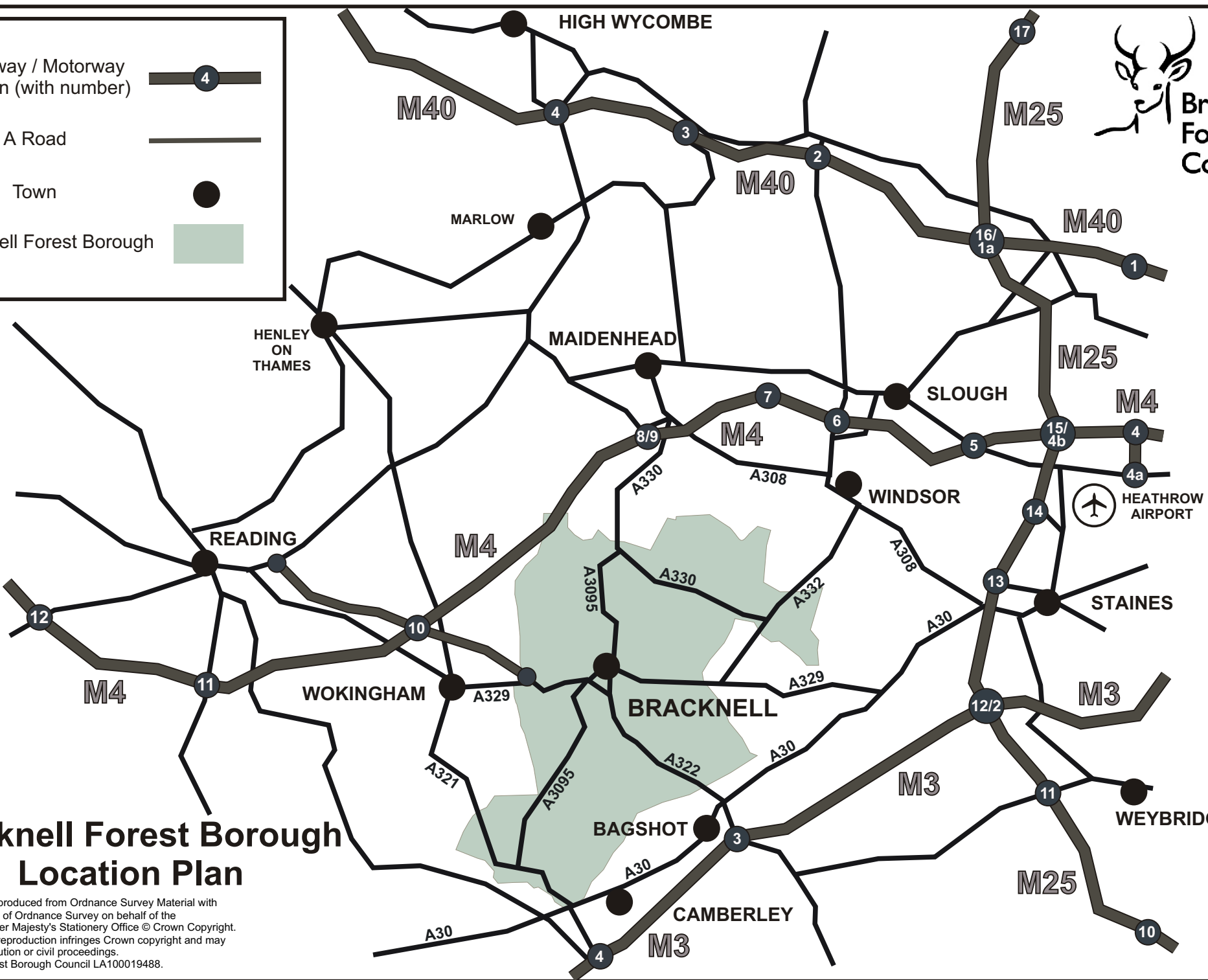
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Motorway / Motorway Junction (with number) 

A Road 

Town 

Bracknell Forest Borough 



Bracknell Forest Borough Location Plan

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Bracknell Forest Borough Council LA100019488.

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INFORMATION AND THE PROCEDURE FOR HEARINGS OF THE LICENSING PANEL

The following document provides information and outlines the procedure taken for hearings by the Licensing Panel, when considering applications.

1. REQUIREMENTS FOR THE HEARING

- 1.1 The applicant will normally be required to attend the meeting in person. They will be entitled to be represented by a solicitor or counsel or by any other individual provided that the name of any such person is given to the Council's Licensing Manager 48 hours in advance of the hearing.
- 1.2 Written notification of the intended proceedings will be given to the applicant not less than ten clear working days before the meeting. This notification will give details of the procedure to be followed at the hearing and shall advise applicants of their right to be represented. Included with the written notification shall be the Agenda for the meeting.
- 1.3 Any documents to be produced at the hearing by the Director of Environment, Culture and Communities representative shall be sent so as to reach the applicant by no later than 48 hours before the hearing. A copy of these documents shall at the same time be given to Democratic Services to distribute to members of the Panel.
- 1.4 Any documents to be produced at the hearing by the applicant shall be sent to the Council's Licensing Manager by no later than 48 hours before the hearing. A copy of these documents shall at the same time be sent to Democratic Services to distribute to members of the Panel.
- 1.5 At the discretion of the Panel any or all of the requirements set out in paragraphs 1.3 to 1.4 above may be waived, provided that the Panel is satisfied that the interests of the applicant or any objector have not been prejudiced.
- 1.6 Financial costs incurred by either party in the hearing must be met in full by those parties and no awards for costs will be made to either party regardless of the outcome of the hearing.
- 1.7 The public will be allowed access, except if "Confidential Information" as defined by Section 100A of the Local Government Act 1972 is likely to be disclosed (in which case the public must be excluded) or, if "Exempt Information" falling within Schedule 12A of the Local Government Act 1972 is likely to be disclosed in which case the Panel may decide to exclude the public.

2. ORDER OF THE HEARING

- 2.1 Hearings shall be conducted as follows:
 - (a) The Chairman will open the proceedings by stating the nature of the matter which is to be considered and will welcome the parties, introduce them and confirm the roles of those present.
 - (b) The Chairman will ask the officers to confirm whether or not the formal requirements in respect of the matter to be considered have been complied with.
 - (c) The applicant will be asked if there is any reason for the case to be adjourned. An adjournment will only normally be granted if unforeseeable circumstances can be demonstrated which would be prejudicial to a fair hearing if it was heard at that time.

- (d) The Chairman shall first call upon the Director of Environment, Culture and Communities representative to put forward their case.
 - (e) If satisfied as to the formal requirements, the Panel will consider the merits of the application or proposed suspension/revocation and the report of the officer. The Panel may ask the Director of Environment, Culture and Communities representative for clarification of any points.
 - (f) The applicant shall have an opportunity to put questions to the Director of Environment, Culture and Communities representative.
 - (g) The Chairman will then invite (if any) interested parties who have made representations to speak. The Panel may ask interested parties questions and points of clarification.
 - (h) The Chairman will then invite the applicant or licence holder to make any representations.
 - (i) The Chairman, members of the Panel and the Director of Environment Culture and Communities representative may ask the applicant questions and points of clarification. Having heard the applicant's statement, any Responsible Authorities in attendance will be given the opportunity to respond.
 - (j) An opportunity shall be given to the Director of Environment, Culture and Communities representative and the applicant, in that order, to sum up their case (but not to add any new facts).
 - (k) The Panel members, the representative from Legal Services and Clerk to the Panel shall withdraw. Officers present do not take part in the decision making but will provide legal and procedural advice and record the decision.
 - (l) The members of the Panel consider their decision. The applicant or his/her representative (if any) and any officer present is asked to remain in attendance and if any further clarification or information is required from the applicant or licence holder or any officer, this will be sought by the clerk.
- 2.2 The decision of the Panel shall be notified to the applicant and her/his representative (if any) within two working days following the meeting. In most cases, a verbal decision will be given on the day of the hearing.

3. ROLES OF THOSE AT THE HEARING

- 3.1 The Director of Environment Culture and Communities representative is present at the hearing to present the professional officer's case for refusal, suspension or revocation of licences. They are also present to challenge points put forward by the applicant.
- 3.2 Members of the Panel are present to consider and determine an application or to consider if a licence should be suspended or revoked. In doing so they will follow the above procedure.
- 3.3 The representative from Legal Services is present to provide legal and procedural advice to the members of the Panel and to assist in the clarification of any issues which might arise.
- 3.4 The representative from Democratic Services is present to provide procedural advice to members of the Panel and to record the decision.

Address for Correspondence:

Licensing Team Leader
Environment, Culture and Communities
Bracknell Forest Council
Time Square
Market Street
Bracknell
Berkshire RG12 1JD
Tel: 01344 352517
e-mail: laura.driscoll@bracknell-forest.gov.uk

Democratic Services, Corporate Services
Bracknell Forest Council
Easthampstead House
Town Square
Bracknell
Berkshire RG12 1AQ
Tel: 01344 352253
e-mail: amanda.roden@bracknell-forest.gov.uk
Fax: 01344 353251

4. BACKGROUND

4.1 The Council's Licensing Panel has been given delegated authority to deal with the following applications:

Matter to be dealt with:	Licensing Panel
Application for personal licence	If a Police objection
Application for personal licence with unspent convictions	All cases
Application for premises licence/club premises certificate	If a relevant representation is made
Application for provisional statement	If a relevant representation is made
Application to vary designated premises supervisor	If a Police objection
Application for transfer of premises licence	If a Police objection
Applications for interim authorities	If a Police objection
Applications to review premises licence/club premises certificate	All cases
Decision to object when local authority is a consultee and not the relevant authority considering the application.	All cases
Determination of a police objection to a temporary event notice.	All cases

4.2 In carrying out its licensing function, the Licensing Authority will promote the four Licensing Objectives. These are the only matters to be taken into account when determining an application. The four Licensing Objectives are:

- Prevention of Crime and Disorder;
- Public Safety;
- Prevention of Public Nuisance; and
- Protection of Children from Harm.

- 4.3 The Licensing Policy is about the regulation of licensable activities and as such is focussed on the direct impact of activities taking place on or in the vicinity of those premises. It is not a mechanism for controlling general nuisance unconnected to the Licensing Objectives.
- 4.4 The Council has, apart from the above, delegated power to determine applications, renew, suspend or revoke existing licences and consents to the Director of Environment Culture and Communities. The Director has in turn delegated such authority to officers within the Department.
- 4.5 Whilst officers have delegated authority there will be occasions where it is considered appropriate to refer the matter to the Licensing Panel. Specifically the Licensing & Safety Committee at its meeting on 12 March 2003, resolved to receive representations from applicants for either a licence or a consent where under delegated powers the applicant has been advised that a refusal or revocation is likely.
- 4.6 Where the application is being considered for refusal, having exhausted all options for negotiating an acceptable solution, the applicant is invited should they wish to present their case to the Panel. This request must have been made in writing within 21 days following receipt of a letter from the Council offering the opportunity of a hearing. If the applicant or licence holder fails to comply with this requirement or declines the offer, the matter will be dealt with under delegated authority.
- 4.7 Where an application is refused or a licence/consent is suspended or revoked by the Panel the applicant may have a right of appeal to the courts under the relevant provisions of the legislation and the Panel will inform the applicant within their decision letter.

LICENSING ACT 2003
HEARINGS – Right of Attendance, Assistance and Representation

Regulation 15 of the Licensing Act 2003 (Hearings) Regulations 2005.

15. Subject to regulations 14(2) and 25 in relation to hearings taking place in public and the right for the Chairman to ask a person attending the hearing to leave the room, a party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified to do so.

LICENSING ACT 2003
HEARINGS – REPRESENTATIONS AND SUPPORTING INFORMATION

Regulation 16,17,18 and 19 of the Licensing Act 2003 (Hearings) Regulations 2005.

16. At the hearing, a party shall be entitled to:
- In response to a point upon which the Panel has given notice to a party that it will want clarification under regulation 7(1)(d), give further information in support of their application, representations or notice (as applicable).
 - If given permission by the Panel, question any other party.
 - Address the Panel.
17. Members of the Panel may ask any question of any party or other person appearing at the hearing.
18. In considering any representations or notice made by a party, the Panel may take into account documentary or other information produced by a party in support of their application, representations or Notice, (as applicable), either before the hearing or, with the consent of all the other parties at the hearing.
19. The Panel shall disregard any information given by a party or any other person to whom permission to appear at the hearing is given by the Panel which is not relevant to:
- their application, representations or notice, (as applicable); or in the case of another person, the application representations or notice of the party requesting their appearance, and
 - The promotion of the licensing objectives or, in relation to a hearing to consider a notice given by a chief officer of police, the crime prevention objective.

LICENSING ACT 2003
HEARINGS – CONSEQUENCES WHERE A PARTY DOES NOT ATTEND, OR IS NOT
REPRESENTED AT A HEARING

Regulation 20 of the Licensing Act 2003 (Hearings) Regulations 2005.

20. (1) If a party has informed the Authority that he does not intend to attend, or be represented at, a hearing, the hearing may proceed in his absence.
- (2) If a party who has not so indicated fails to attend, or be represented, at a hearing, the Authority may:
 - (a) where it considers it to be **necessary in the public interest**, adjourn the hearing to a specified date, or
 - (b) hold the hearing in the party's absence.
- (3) Where the Authority holds the hearing in the absence of a party, the Authority shall consider at the hearing, the application, representations or Notice made by that party.
- (4) Where the Authority adjourns the hearing to a specified date, it must, forthwith, notify the parties of the date, time and place to which the hearing has been adjourned

LICENSING PANEL 20 JULY 2015

LICENSING ACT 2003 CO-OP, FORMER DARUCHINI, FOREST ROAD, BINFIELD, RG42 4HP APPLICATION FOR GRANT OF NEW PREMISES LICENCE (Chief Officer: Environment and Public Protection)

1 APPLICATION DETAILS

- 1.1 On 27 May 2015 an application was made by The Southern Co-operative Limited for a new premises licence. The application is attached at **Annex A** and proposed plan at **Annex B**.
- 1.2 The application is for the supply of alcohol, between the hours of 08:00 to 23:00 Monday to Sunday. The premises proposes to operate as a convenience store, open between the hours of 06:00 to 23:00 Monday to Sunday.

2 REPRESENTATIONS RECEIVED

- 2.1 During the period for making representations from 27 May 2015 to 24 June 2015, eleven representations were received in respect of the application. These representations are attached at **Annex C to M**, and are all from members of the public. **Annex M** contains a representation which was submitted as part of a petition signed by 229 people.

3 SUPPORTING INFORMATION

- 3.1 A map showing the location of the premises is attached at **Annex N**. This map also shows the residential addresses of those who have made representations, three representations are not shown as they are from members of the public located further afield.
- 3.2 The proposed conditions including both the mandatory conditions and those arising from the operating schedule are attached at **Annex O** of this report.
- 3.3 At the time of writing this report, no mediation meeting has yet been arranged, but an offer has been made to the applicant to arrange this if they wish. If a meeting can be arranged prior to the Panel hearing, further details shall be circulated as soon as possible thereafter in respect of any agreement(s) reached.

4 RELEVANT BRACKNELL FOREST BOROUGH COUNCIL POLICIES

- 4.1 In determining applications, the Licensing Authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of the public living, working or engaged in normal activity in the area concerned (p 1.24).
- 4.2 The Council, as Licensing Authority recognises that conditions attached to licences will be focused on matters which are within the control of individual licensees (p 1.11).
- 4.3 When determining applications the Licensing Authority must be satisfied that the applicant's operating schedule seeks to promote the licensing objectives (p 1.13).
- 4.4 In appropriate cases, and where its discretion is engaged, the Licensing Authority may attach conditions in line with the achievement of the licensing objectives, as listed in the model conditions (p 2.12, 3.15, 4.8 & 5.17).

4.5 The Licensing Authority will apply a level of conditions proportionate to the individual style and characteristics of the premises concerned (p 6.8).

5 RELEVANT NATIONAL GUIDANCE

- 5.1 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 representations (including supporting information) provided by all the parties and the steps that are necessary to promote the licensing objectives (p 5.69).
- 5.2 The Licensing Authority may not impose any conditions unless its discretion has been engaged following the making of relevant representations and it has been satisfied at a hearing of the necessity to impose conditions due to the representations raised. It may then only impose such conditions as are necessary to promote the licensing objectives arising out of consideration of the representations (p. 7.5).
- 5.3 Licensing conditions should be tailored to the size, style, characteristics and activities taking place at the premises. It is important that conditions are proportionate (p 7.17).

6 RECOMMENDATION

- 6.1 The Licensing Authority must, having regard to the representations, take such steps as it considers necessary for the promotion of the licensing objectives, either:
 - a) to grant the licence subject to the conditions as proposed, or
 - b) to grant the licence subject to modified and/or additional conditions, or
 - c) to grant the licence but exclude any of the licensable activities sought, or
 - d) to reject the application.

Background Papers

Licensing Act 2003

Guidance issued under section 182 of the Licensing Act 2003

Regulations (cited as the Licensing Act 2003 [various] Orders 2005)

Bracknell Forest Borough Council Licensing Policy (January 2011)

Contact for further information

Charlie Fletcher, Licensing Officer - 01344 352550

charlie.fletcher@bracknell-forest.gov.uk

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Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

We, The Southern Co-operative Ltd apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Part 1 – Premises Details

Co-op (formerly Daruchini), Forest Road, Binfield, Bracknell			
Post town	Bracknell	Post code	RG42 4HP

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£17750.00

Part 2 – Applicant Details

Please state whether you are applying for a premises licence as

- | | |
|---|-------------------------------------|
| | Please tick ✓ yes |
| a) An individual or individuals | <input type="checkbox"/> |
| b) A person other than an individual | <input type="checkbox"/> |
| i. as a limited company | <input checked="" type="checkbox"/> |
| ii. as a partnership | <input type="checkbox"/> |
| iii. as an unincorporated association or | <input type="checkbox"/> |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> |
| c) a recognised club | <input type="checkbox"/> |
| d) a charity | <input type="checkbox"/> |
| e) the proprietor of an educational establishment | <input type="checkbox"/> |
| f) Health Service Body | <input type="checkbox"/> |
| g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales | <input type="checkbox"/> |
| ga) 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 | <input type="checkbox"/> |
| h) The Chief Officer of police of a police force in England & Wales | <input type="checkbox"/> |

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

- | | |
|---|-------------------------------------|
| | Please tick yes |
| I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or | <input checked="" type="checkbox"/> |
| I am making the application pursuant to a statutory function or | <input type="checkbox"/> |
| a function discharged by virtue of Her Majesty's prerogative | <input type="checkbox"/> |

**(A) INDIVIDUAL APPLICANTS (fill in as applicable)**

If an individual or 1 of 2 applicants is applying ie, Area manager, Manager, Assistant Manager, details in the box

Mr/Mrs/Miss/Miss or other	
Surname	First Names
I am 18 years old or over	<input type="checkbox"/>
Current address if different from premises address	
Post Town	
Daytime contact number	
E-mail address (optional)	

Second applicants details ie Area manager, Manager, Assistant Manager, details in the box

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr/Mrs/Miss/Miss or other	
Surname	First Names
I am 18 years old or over	<input type="checkbox"/> Yes
Current address if different from premises address	
Post Town	Post Code
Daytime contact number	
E-mail address (optional)	

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In case of a partnership or other joint nature (other than a body corporate), please give the name and address of each party concerned.

Name The Southern Co-operative Ltd
Address 1000 Lakeside, Western Road, Portsmouth, Hampshire, PO6 3FE
Company registered number 1591R
Description of applicant (for example partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) 02392 222500
Email address (optional)

PART A3 - Operating Schedule

When do you want the premises licence to start?

Day Month Year

as soon as possible

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

Day Month Year

--	--	--	--	--	--	--	--

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

Not Applicable

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

Convenience store with off licensed facilities

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003).

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, bill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, full in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

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

--

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

✓

In all cases complete boxes K, L and M.

A

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

B

Films Standard days and timings (please read guidance note 6)			Will the performance of films take place 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			State any seasonal variations for the exhibition of films please read guidance note 4)		
Tue					
Wed					
Thur					
Fri			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)		
Sat					
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	State any seasonal variations for indoor sporting events (please read guidance note 4)		
Mon					
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 entertainments 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	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details (please read guidance note 3)		
Mon			State any seasonal variations for boxing or wrestling (please read guidance note 4)		
Tue					
Wed					
Thur					
Fri			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)		
Sat					
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	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri					
Sat					
Sun					
			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)		

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	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur					
Fri					
Sat					
Sun					
			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		

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	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri					
Sat					
Sun					
			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		

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 the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
Mon				Outdoors	
				Both	
Tue			<u>Please give further details</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		
Sun					

I

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</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for provision of late night refreshment</u> (please read guidance note 4)		
Fri					
Sat			<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 (please read guidance note 5)</u>		
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (please read guidance note 7)	On the premises	
Day	Start	Finish		Off the premises	✓
Mon	0800	2300		Both	
Tue	0800	2300	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4)		
Wed	0800	2300			
Thur	0800	2300	<u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		
Fri	0800	2300			

Sat	0800	2300	
Sun	0800	2300	

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

Name If the licence is granted the designated premises supervisor will be the manager of the store. They have not yet been appointed and a variation to nominate them as the DPS will be submitted before the store opens

Address

Postcode

Personal Licence Number (if known)

Issuing licensing authority (if known)

K

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

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	0600	2300	
Tue	0600	2300	
Wed	0600	2300	
Thur	0600	2300	
Fri	0600	2300	
Sat	0600	2300	
Sun	0600	2300	
			Non standard timings. Where you intend the premises to be open at different times to those listed in the column on the left, please list (please read guidance note 5)

M

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

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

1. All staff will be trained in the law and their responsibility in selling and written records shall be kept of all training and refresher training.
2. CCTV will be provided within the store.
3. A refusal log will be maintained.
4. A Challenge 25 policy will be adopted.

The manager, when appointed, will be nominated as the DPS if the licence is granted

The prevention of crime and disorder

As above – no additional steps identified

Public safety

As above – no additional steps identified

The prevention of public nuisance

As above – no additional steps identified

The protection of children from harm

As above – no additional steps identified

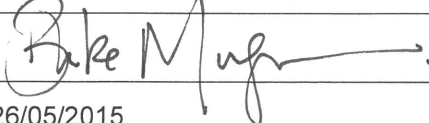
Please tick yes

- | | |
|--|-------------------------------------|
| I have made or enclosed payment of the fee | <input checked="" type="checkbox"/> |
| I have enclosed the plan of the premises | <input checked="" type="checkbox"/> |
| I have sent copies of this application and the plan to responsible authorities and others where applicable | <input checked="" type="checkbox"/> |
| I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable | <input checked="" type="checkbox"/> |
| I understand that I must now advertise my application | <input checked="" type="checkbox"/> |
| I understand that if I do not comply with the above requirements my application will be rejected. | <input checked="" type="checkbox"/> |

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 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's Solicitor or other duly authorised agent (see guidance note 11) If signing on behalf of the applicant please state in what capacity

Signature	
Date	26/05/2015
Capacity	Solicitors and agents for the applicant

For joint applicants signature of 2nd applicant 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	

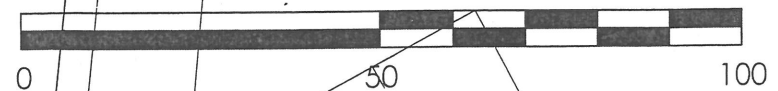
Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)			
Blake Morgan LLP New Kings Court, Tollgate, Chandler's Ford 590705/000001/JOSW/LDRLIC			
Post town	Eastleigh	Postcode	SO53 3LG
Telephone number (if any)		Tel: 02380 908090	
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for guidance

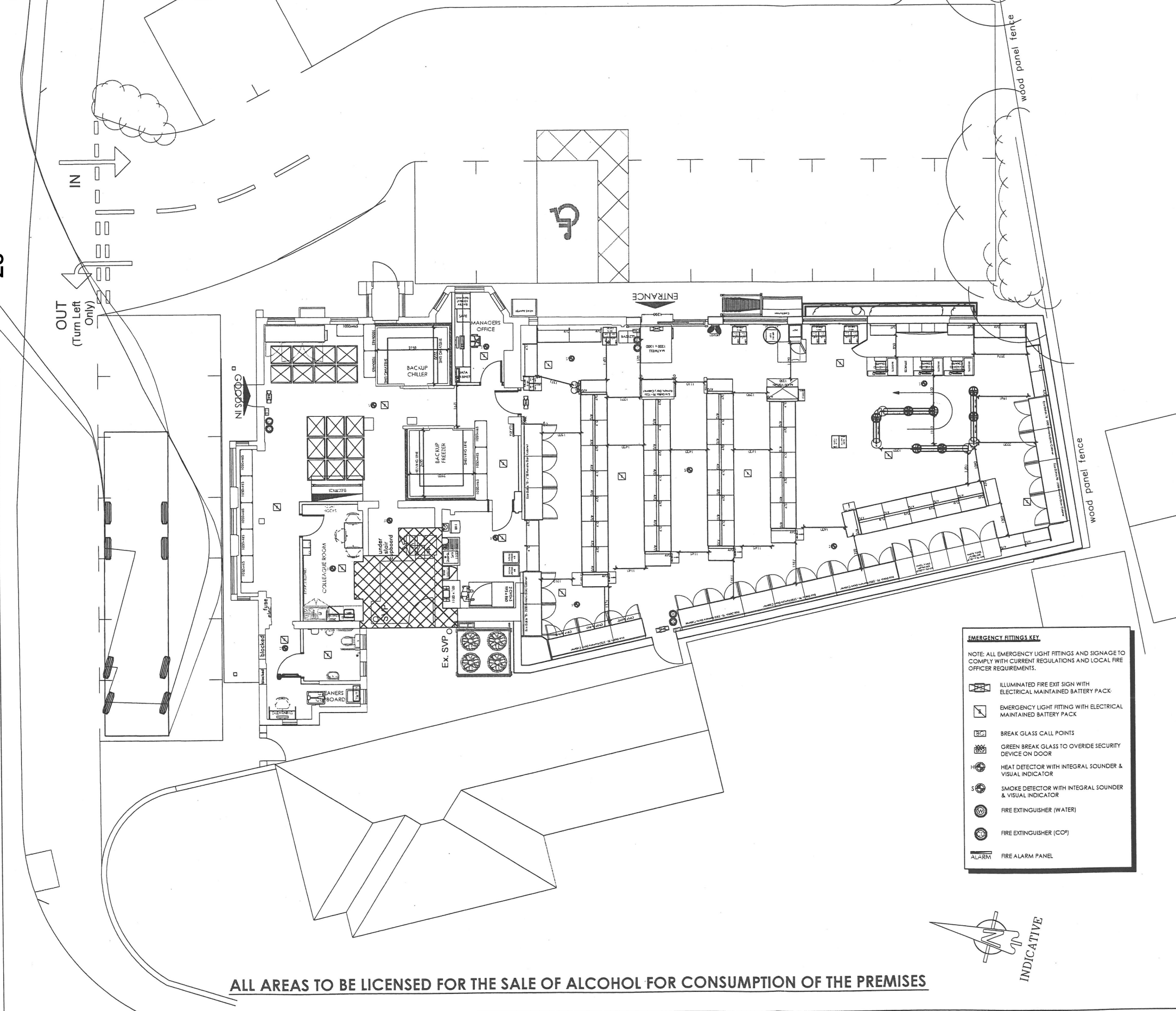
- Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises
- Where taking place in a building or other structure please tick as appropriate. Indoors may be in a tent.
- For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
- For example (but not exclusively), where the activity will occur on additional days during the summer months.
- For example (but not exclusively), where you wish the activity to go on longer on a particular day, e.g. Christmas Eve.
- Please give timings in 24 hour clock (e.g. 16:00) and only give details for days of the week when you intend the premises to be used for the activity
- 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.
- Please give information about anything 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
- Please list here steps you will take to promote all four licensing objectives together.
- The application form must be signed.
- An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- Where there is more than one applicant, both applicants or their respective agents must sign the application form.
- This is the address which we shall use to correspond with you about this application.

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Scale Bar - 100mm @ A3



27



EMERGENCY FITTINGS KEY

NOTE: ALL EMERGENCY LIGHT FITTINGS AND SIGNAGE TO COMPLY WITH CURRENT REGULATIONS AND LOCAL FIRE OFFICER REQUIREMENTS.

- ILLUMINATED FIRE EXIT SIGN WITH ELECTRICAL MAINTAINED BATTERY PACK
- EMERGENCY LIGHT FITTING WITH ELECTRICAL MAINTAINED BATTERY PACK
- BREAK GLASS CALL POINTS
- GREEN BREAK GLASS TO OVERRIDE SECURITY DEVICE ON DOOR
- HEAT DETECTOR WITH INTEGRAL SOUNDER & VISUAL INDICATOR
- SMOKE DETECTOR WITH INTEGRAL SOUNDER & VISUAL INDICATOR
- FIRE EXTINGUISHER (WATER)
- FIRE EXTINGUISHER (CO₂)
- FIRE ALARM PANEL

ALL AREAS TO BE LICENSED FOR THE SALE OF ALCOHOL FOR CONSUMPTION OF THE PREMISES

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DIMENSIONS SHOULD BE CHECKED AND VERIFIED ON SITE AND ANY DISCREPANCIES SHOULD BE REPORTED TO THE DESIGNER.

IF IN DOUBT ASK FOR CONFIRMATION.

AREAS	M ²	FT ²
SALES	234	2518
BOH	117	1256
GROSS	356	3832
FIRST	NA	NA
SUB-LET	NA	NA
MOTHBALLED	NA	NA

REVISIONS

REV.	DESCRIPTION	DRAWN	CHKD.	DATE

ISSUED FOR LICENCE

The Southern Co-operative

Retail and Business Development
 1000 Lakeside, Western Road, Portsmouth. PO6 3FE
 T: 023 9222 2500 | F: 023 9222 2650
 E: sarahydford@southerncoops.co.uk

DRAWING APPROVAL	SIGNATURE	DATE

PROJECT
 BINFIELD - FOREST ROAD
 FOREST ROAD
 BRACKNELL
 RG42 4HP

DRAWING TITLE
 LICENCE PLAN

DRAWING SCALE	SHEET SIZE	SHEET No.	DRAWN	CHKD	DATE
1:150	A3	1 of 1	SL		14-05-2015

DRAWING NUMBER
14-XXX-400

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From: [REDACTED]
Sent: 04 June 2015 11:22
To: Licence All
Subject: WK/201501807 The Southern Cooperative Ltd Co-op Supply of alcohol (off premises)
 Sunday – Monday 08.00 – 23.00hrs

Dear Sirs

I wish to raise a formal objection to the granting of a alcohol licence under the terms above (off premises) , proposed sale of alcohol until 2300 ,for the site formerly used by the Daruchini Restaurant on Forest Road , Binfield

My objections are based on

The prevention of crime and disorder

I accept this licence application appears to be a reduction in the current licence conditions however , the Daruchini was an Indian restaurant selling alcohol alongside purchasing a meal . To the best of my knowledge , customers were not permitted to go into the restaurant , buy alcohol to take away with them unless it was the remnants of a bottle of wine consumed during a meal. Never have the customers been allowed to drink outside in the carpark . Changing from a restaurant to a shop , changes the purpose and the facilities offered .

- **Public safety**
- *The COOP will be providing a retail facility with a licence to sell alcohol until 2300. Sell cheap alcohol late at night - people will buy it . All the reasons listed will contribute to an increase in crime and disorder purely by the fact that there is licenced shop open late at night public safety- please consider the effects of a late night opening licenced shop on the elderly residents of Binfield in particularly (sheltered housing nearby) ie the combination of gatherings in the carpark , a constant stream of customers late at night and vulnerable residents in the area*

The prevention of public nuisance

Young folk purchasing cheap alcohol late at night are now being provided with a perfect gathering place to continue their evening (carpark on site) . As the pubs are within walking distance and have outside areas (Stag and Hounds ,Roebuck , Jack O'Newbury open to the road) , there is nothing stopping folk form buying the cheaper booze and returning to the pubs and drinking it outside . This will have an impact on the local residents in the immediate area .Please consider the effect this will have on the elderly community in sheltered housing who are close by. An increase of folk in the village late at night is disruptive and unsettling.

*Please consider the above as a formal objection to the granting of a licence for the CO-OP
 If it is to be granted regardless of any of these concerns then please consider reducing the saleable hours from 0800-2100 which is in line with the opening hours of the 2 other licensed retailers in the area .*

Also a provision in the contract that alcohol purchase should not be consumed on the premises which would need to include the car-park.

Regards [REDACTED]

Mb [REDACTED]

Minchin Green
 Binfield
 [REDACTED]

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From: [REDACTED]
Sent: 21 June 2015 22:15
To: Charlie Fletcher
Subject: Re: RE: WK/201501807

■ Stanley Villas

Forest Road

Binfield

[REDACTED]

Dear Mr Fletcher,

I wish to submit a formal objection to the changes being considered at the former Daruchini Restaurant on Forest Road, Binfield and in particular, appeal against the proposed sale of alcohol on site & until 2300.

My objections are based on:

- prevention of crime and disorder
- public safety
- prevention of public nuisance
- protection of children from harm

The Prevention of Crime and Disorder

The sale of alcohol on site will increase the opportunity for crime and disorder in the Village community. There has recently been a ram raid at the Spar and Post Office and we have personally witnessed the other retail units being broken into on Forest Road. By offering alcohol for sale on site we feel that this will be attractive to further break ins. The sale of alcohol for off- site consumption will offer the opportunity for anti- social behaviour leading to crime and disorder.

Public Safety/ the protection of children from harm

We feel that public safety will be affected by the increase in traffic. The nature of a restaurant means that there are set opening hours where people visit and remain for a period of time, usually the evening if looking at the Daruchini. A supermarket will be open for long periods with many vehicles frequenting the site for short amounts of time. We believe that by granting a premise licence this will attract more people to the site to purchase alcohol and therefor levels of traffic will increase dramatically.

The site is very close to the village roundabout which is a bottleneck at various times during the day, this supermarket would be served by large delivery trucks & access is unsuitable. Even the public buses can't turn the corner & HGV's are frequently getting stuck.

The car park is used by parents dropping their children to the junior school, morning & afternoons. At present the restaurant is closed during these times - a supermarket would mean conflicting traffic use at this time, overcrowding & a health and safety risk for the children. By granting a premise licence this would give purpose for

increased traffic during these hours. I would also give consideration to children being aware of alcohol being sold at during these hours.

The prevention of public nuisance

Binfield is a village community where offering a further retail outlet offering the sale of alcohol may attract drunk and disorderly behaviour causing public nuisance. I am aware that the previous premises licence in respect of this property permitted both on and off sales of alcohol until 2300 Sun-Thur and 0000 Fri-Sat, thus this will actually be a reduction in hours from what was previously licensed. By changing the licence conditions to only being consumed off site will only have a negative effect on the Village - by encouraging irresponsible drinking, putting the young community/children at risk of being allowed to purchase alcohol.

The pubs in Binfield have an excellent reputation and provide an environment for responsible consumption of alcohol. The Co-op application will provide further opportunity for the sale of alcohol to be undertaken without any responsibility and duty of care. The site location is high profile to the passing traffic and community making it easy for anyone to stop.

In terms of the gathering of people drinking irresponsibly, the reason I believe that this application will cause a significant increase in the type of such activity is that alcohol will be sold for sole use off site. The Spar closes much earlier (9pm week days, 8pm weekends) and other premises nearby where alcohol is available at later hours already serve the community and further provision is unnecessary.

In summary, please consider the nearby residents who overlook the site, we will be disturbed by the traffic, deliveries and the opportunity for people to drink irresponsibly in the village. I believe for reasons of the prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm this licence application should be refused.

Please acknowledge receipt of this objection and advise me what steps are being taken.

Yours Sincerely

██████████

From: [REDACTED]

Annex E

Sent: 21 June 2015 13:23

To: Licence All

Cc: [REDACTED]

Subject: Application for New Premises Licence for Co-op, Forest Road, Binfield, Bracknell, RG42 4HP

Dear licencing team,

I am writing in objection to the above application.

I have lived in Binfield for nearly 20 years and whilst I have supported growth and modernization to meet the needs of a growingly diverse population, I believe the above application should not be approved.

Over the last few years we have seen an increasing number of outlets open in the village that sell alcohol. For a relatively small viallge, we have the following that I am aware of, that already sell alcohol:

- The Victoria Pub
- The Stage and Hounds Pub
- The Roebuck Pub
- The Jack O Newbury Pub
- The village shop on Terrace Road North
- The Spar
- Amir restaurant....

All of these premises are within 5-10 minutes walk of the proposed location or the co-op....and I truly believe that another addition will cause a number of issues as follows:

- more young people hanging about the village later at night - this, combined with them consuming alchohol will create noise

- another premises with alcohol and cigarettes etc on site will increase likelihood of further break ins - there has already been numerous break ins at the Spar - several in the last year alone

- the council, and many others, are trying hard to retain a village community within Binfield - there are scouts groups and young childrens sports clubs in the village which results in young people walking around the village during early evenings - I don't think it's a good influence to have other older youths potentially drinking alchol consumed from the Co-Op in the village center - it will damage the community that many have worked so hard to build and maintain

We also have primary schools in the village with dozens of children walking past the site at 8 and 8.30am every day - again I don't think we need them to be exposed to yet another shop selling alcohol..

Finally, we also already have plenty of events with drinking in the village hall in Terrace Road South - I really don't think we need anymore

It is always tough to put community over cash, but I think we need to be tough on this decision and refuse the application in the interests of safety, crime, young children and our community

If you have any queries, please contact me as follows:

[REDACTED]
Terrace Road South, Binfield, Berkshire, [REDACTED]
Tel - [REDACTED]

Thank you for your consideration
kind regards

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██████████
 ■ Honeysuckle Cottage

Forest Road, Binfield

Berkshire
 ██████████

22 June 2015

Dear Mr Fletcher,

I wish to submit a formal objection to the changes being considered at the former Daruchini Restaurant on Forest Road, Binfield and in particular, appeal against the proposed sale of alcohol on site & until 2300.

My objections are based on:

- prevention of crime and disorder
- public safety
- prevention of public nuisance, noise, anti social behaviour.
- protection of children from harm

The Prevention of Crime and Disorder

The sale of alcohol on site will increase the opportunity for crime and disorder in the Village community. There has recently been a spate of ram raids at the Spar and Post Office, since the shop opened a few years ago. By offering alcohol for sale on site I feel that this will be attractive to further break ins. The sale of alcohol for off-site consumption will offer the opportunity for anti- social behaviour leading to crime and disorder. I live on my own and moved to Binfield as it had a lovely safe village feel to it, which is important when you live on your own. I would not feel safe in my house should the proposed sale of alcohol was licensed in the former Daruchini Restaurant.

Public Safety/ the protection of children from harm

Since I have moved in to my property 7years ago, I have noticed a significant increase in traffic. I feel that public safety will be further affected by the increased traffic that a shop would bring. Also where would the large delivery trucks get to and from the shop? The nature of a restaurant means that there are set opening hours where people visit and remain for a period of time, usually the evening if looking at the Daruchini. A supermarket will be open for long periods with many vehicles frequenting the site for short amounts of time. I believe that by granting a premise licence this will attract more people to the site to purchase alcohol and therefor levels of traffic will increase dramatically.

The site is very close to the village roundabout which is a bottleneck at various times during the day, this supermarket would be served by large delivery trucks & access is unsuitable. Even the public buses can't turn the corner & HGV's are frequently getting stuck.

The car park is used by parents dropping their children to the junior school, morning & afternoons. At present the restaurant is closed during these times - a supermarket would mean conflicting traffic use at this time, over-crowding & a health and safety risk for the children. By granting a premise licence this would give purpose for increased traffic during these hours. I would also give consideration to children being aware of alcohol being sold at during these hours.

The prevention of public nuisance

Binfield is a village community where offering a further retail outlet offering the sale of alcohol may attract drunk and disorderly behaviour causing public nuisance. I am aware that the previous premises licence in respect of this property permitted both on and off sales of alcohol until 2300 Sun-Thur and 0000 Fri-Sat, thus this will actually be a reduction in hours from what was previously licensed. By changing the licence conditions to only being consumed off site will only have a negative effect on the Village - by encouraging irresponsible drinking, putting the young community/children at risk of being allowed to purchase alcohol.

The pubs in Binfield have an excellent reputation and provide an environment for responsible consumption of alcohol. The Co-op application will provide further opportunity for the sale of alcohol to be undertaken without any responsibility and duty of care. The site location is high profile to the passing traffic and community making it easy for anyone to stop.

In terms of the gathering of people drinking irresponsibly, the reason I believe that this application will cause a significant increase in the type of such activity is that alcohol will be sold for sole use off site. The Spar closes much earlier (9pm week days, 8pm weekends) and other premises nearby where alcohol is available at later hours already serve the community and further provision is unnecessary. Also I feel it would push the other shops out from the village. It is only a village and does not warrant another supermarket chain.

In summary, please consider the nearby residents who overlook the site, I will be disturbed by the traffic, deliveries and the opportunity for people to drink irresponsibly in the village. I believe for reasons of the prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm this licence application should be refused.

Please acknowledge receipt of this objection and advise me what steps are being taken.

Yours Sincerely



[REDACTED]

Stanley Villas

Forest Road, Binfield

Berkshire

[REDACTED]

Monday 22nd June 2015

Dear Mr Fletcher,

I wish to submit a formal objection to the changes being considered at the former Daruchini Restaurant on Forest Road, Binfield and in particular, appeal against the proposed sale of alcohol on site & until 2300.

My objections are based on:

- prevention of crime and disorder
- public safety
- prevention of public nuisance, noise, anti social behaviour.
- protection of children from harm

The Prevention of Crime and Disorder

The sale of alcohol on site will increase the opportunity for crime and disorder in the Village community. There has recently been a ram raid at the Spar and Post Office and we have personally witnessed the other retail units being broken into on Forest Road. By offering alcohol for sale on site we feel that this will be attractive to further break ins. The sale of alcohol for off- site consumption will offer the opportunity for anti- social behaviour leading to crime and disorder.

Public Safety/ the protection of children from harm

We feel that public safety will be affected by the increase in traffic. The nature of a restaurant means that there are set opening hours where people visit and remain for a period of time, usually the evening if looking at the Daruchini. A supermarket will be open for long periods with many vehicles frequenting the site for short amounts of time. We believe that by granting a premise licence this will attract more people to the site to purchase alcohol and therefor levels of traffic will increase dramatically.

The site is very close to the village roundabout which is a bottleneck at various times during the day, this supermarket would be served by large delivery trucks & access is unsuitable. Even the public buses can't turn the corner & HGV's are frequently getting stuck.

The car park is used by parents dropping their children to the junior school, morning & afternoons. At present the restaurant is closed during these times - a supermarket would mean conflicting traffic use at this time, overcrowding & a health and safety risk for the children. By granting a premise licence this would give purpose for increased traffic during these hours. I would also give consideration to children being aware of alcohol being sold at during these hours.

The prevention of public nuisance

Binfield is a village community where offering a further retail outlet offering the sale of alcohol may attract drunk and disorderly behaviour causing public nuisance. I am aware that the previous premises licence in respect of this property permitted both on and off sales of alcohol until 2300 Sun-Thur and 0000 Fri-Sat, thus this will actually be a reduction in hours from what was previously licensed. By changing the licence conditions to only being consumed off site will only have a negative effect on the Village - by encouraging irresponsible drinking, putting the young community/children at risk of being allowed to purchase alcohol.

The pubs in Binfield have an excellent reputation and provide an environment for responsible consumption of alcohol. The Co-op application will provide further opportunity for the sale of alcohol to be undertaken without any responsibility and duty of care. The site location is high profile to the passing traffic and community making it easy for anyone to stop.

In terms of the gathering of people drinking irresponsibly, the reason I believe that this application will cause a significant increase in the type of such activity is that alcohol will be sold for sole use off site. The Spar closes much earlier (9pm week days, 8pm weekends) and other premises nearby where alcohol is available at later hours already serve the community and further provision is unnecessary. Also I feel it would push the other shops out from the village. It is only a village and does not warrant another supermarket chain.

In summary, please consider the nearby residents who overlook the site, we will be disturbed by the traffic, deliveries and the opportunity for people to drink irresponsibly in the village. I believe for reasons of the prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm this licence application should be refused.

Please acknowledge receipt of this objection and advise me what steps are being taken.

Yours Sincerely



From: [REDACTED]
Sent: 23 June 2015 19:51
To: Licence All
Subject: New Premises Licence for Co-Op, Forest Road, Binfield, RG42 4HP

Dear Charlie Fletcher,

I refer to the New Premises Licence for Co-Op, Forest Road, Binfield, RG42 4HP.

We object to this on the grounds of:

1. There are a high number of outlets selling alcohol in a small geographical area, Spar (Oakmede Village Shops), Village Stores (Terrace Road North), Three Public Houses, Working Mens Club, and an Indian Restaurant: Therefore there is a likelihood of discounting alcohol resulting in heavier consumption and social disruption. Sir Ian Gilmore (Chairman of Alcohol Health Alliance) expressed concerns “ we are awash with outlets selling cheap drinks”.
2. 2013 – 2014, alcohol related crime and anti-social behaviour is at an unacceptable level, 53% of violent incidents involved alcohol. Cost of alcohol misuse in England and Wales is estimated at £11 Billion (statistics from gov.uk).

Best regards,

[REDACTED]

[REDACTED]

Terrace Road South,
Binfield, Berkshire.

[REDACTED]

[REDACTED]

[REDACTED]

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From: [REDACTED]
Sent: 24 June 2015 11:04
To: Charlie Fletcher
Subject: License objection for old Daracini site, Forest Road Binfield

[REDACTED]
 Honeysuckle Cottages
 Forest Road
 Binfield
 Berkshire
 [REDACTED]

Dear Mr Fletcher,

I wish to submit a formal objection to the changes being considered at the former Daruchini Restaurant on Forest Road, Binfield and in particular, appeal against the proposed sale of alcohol on site & until 2300.

My objections are based on:

- prevention of crime and disorder
- public safety and parking issues
- prevention of public nuisance
- protection of children from harm

The Prevention of Crime and Disorder

The sale of alcohol on site will increase the opportunity for crime and disorder in the Village community. There has recently been a ram raid at the Spar and Post Office and we have personally witnessed the other retail units being broken into on Forest Road. By offering alcohol for sale on site we feel that this will be attractive to further break ins. The sale of alcohol for off- site consumption will offer the opportunity for anti- social behaviour leading to crime and disorder.

Public Safety/ the protection of children from harm

We feel that public safety will be affected by the increase in traffic. The nature of a restaurant means that there are set opening hours where people visit and remain for a period of time, usually the evening if looking at the Daruchini. A supermarket will be open for long periods with many vehicles frequenting the site for short amounts of time. We believe that by granting a premise licence this will attract more people to the site to purchase alcohol and therefor levels of traffic will increase dramatically.

The site is very close to the village roundabout which is a bottleneck at various times during the day, this supermarket would be served by large delivery trucks & access is unsuitable. Even the public buses can't turn the corner & HGV's are frequently getting stuck.

The car park is used by parents dropping their children to the junior school, morning & afternoons due to unavailability of other parking. At present the restaurant is closed during these times - a supermarket would mean conflicting traffic use at this time, over-crowding& a health and safety risk for the children. By granting a premise licence this would give purpose for increased traffic during these hours and potentially impact parking outside my house, where I am a mother of a new baby and need my car to be available outside my house for safe removal of child seat etc. I would also give consideration to children being aware of alcohol being sold at during these hours.

The prevention of public nuisance

Binfield is a village community where offering a further retail outlet offering the sale of alcohol may attract drunk and disorderly behaviour causing public nuisance. I am aware that the previous premises licence in respect of this property permitted both on and off sales of alcohol until 2300 Sun-Thur and 0000 Fri-Sat, thus this will actually be a reduction in hours from what was previously licensed. By changing the licence conditions to only being consumed off site will only have a negative effect on the Village - by encouraging irresponsible drinking, putting the young community/children at risk of being allowed to purchase alcohol. I have an 11 year old step son who will see the impact of this regularly

The pubs in Binfield have an excellent reputation and provide an environment for responsible consumption of alcohol. The Co-op application will provide further opportunity for the sale of alcohol to be undertaken without any responsibility and duty of care. The site location is high profile to the passing traffic and community making it easy for anyone to stop.

In terms of the gathering of people drinking irresponsibly, the reason I believe that this application will cause a significant increase in the type of such activity is that alcohol will be sold for sole use off site. The Spar closes much earlier (8pm week days, 7pm weekends) and other premises nearby where alcohol is available at later hours already serve the community and further provision is unnecessary. In summary, please consider the nearby residents who overlook the site, we will be disturbed by the traffic, deliveries and the opportunity for people to drink irresponsibly in the village. I believe for reasons of the prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm this licence application should be refused.

Please acknowledge receipt of this objection and advise me what steps are being taken.

Yours Sincerely

██████████ and family, alongside the other residents impacted by this license

From: [REDACTED]
Date: 24 June 2015 15:25:58 BST
To: "licensing@bracknell-forest.gov.uk" <licensing@bracknell-forest.gov.uk>
Subject: Application for permission to sell alcohol

Dear Sirs

I refer to the application by Southern Cooperative Ltd to seek the above at the premises previously occupied by the Daruchini Indian restaurant in Forest Road, Binfield.

There are many children and teenagers in Binfield and the idea of further availability of alcohol from 08:00 until 23:00 is worrying in the extreme. Our village is blessed with several pubs and two local stores where alcohol can be bought. To increase the availability is surely giving out the wrong signal to young people. Alcohol related crime and nuisance is a major national social problem and increasing the availability of alcohol will worsen this; something we should resist especially in a community like Binfield.

My wife and I have lived in the village for eighteen years. The village has grown and with it an increase in litter and general untidiness. Most mornings one can see the residue of the previous evening's drinking, littered on the pavements. Again, greater availability will worsen this.

We also have an older generation living in Binfield most of whom are home loving people and whose lives would be worsened by an increase in alcohol related problems.

In summary, I believe that granting this licence will :

- Risk an increase in crime and disorder
- Reduce public safety
- Increase public nuisance
- and
- Place children at increased risk.

I urge the authorities to turn down this application.

Yours faithfully

[REDACTED]

[REDACTED]

Terrace Road North
Binfield
Berkshire

[REDACTED]

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From: [REDACTED]
Sent: 24 June 2015 16:17
To: Charlie Fletcher
Subject: Re: Objection to the Co-op licence application, Binfield

Thank you for your email and comments Charlie. I would hope my opinions are of interest/concern but if you prefer to edit them before putting them through to the panel that's up to you.

I object to the proposed licence on the following grounds:

- prevention of crime and disorder

The existing village store has been victim of numerous serious crimes of late. The opening of another retail outlet with extended opening hours, early morning and late at night, may put added pressure on crime prevention resources in the area.

Staff working in this proposed retail outlet may be at risk of attack, particularly as the hours proposed are late at night.

I reference the Retail Crime Survey 2008 undertaken by the Co-op itself.

- public safety

Deliveries to a retail unit on these premises may put added pressure on an already busy road, footpath and mini roundabout. The hours proposed cover peak times for travel in the village notably commuters rush hour and school runs.

The car park for this property is currently well used by neighbours and those dropping children at school. A retail unit with a long licence period each day may add to traffic and road safety, forcing these people back onto the roads for parking with associated risks.

- prevention of public nuisance

The licensing hours proposed are long. The selling of alcohol off site during extended hours may add to an element of anti social behaviour with people hanging around this site, added traffic and associated noise nuisance for neighbours in this village location.

- protection of children from harm

The public footpath outside this building is in constant use by children going to and from school. The addition of a retail unit open such extensive hours, as this licence would permit, may put these children at risk of being run over whilst using this footpath.

Thank you for hearing my concerns. I look forward to being notified of your decision.

[REDACTED]

■ emmets nest
Binfield
Bracknell

[REDACTED]

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From: [REDACTED]
Sent: 24 June 2015 17:08
To: Charlie Fletcher
Subject: WK/201502634 Objection to Licensing Application

Annex L

Dear Mr Fletcher,

I am writing to object to the application for an alcohol license for the proposed Co-op Store planned for the old Daruchini site on the Forest Road Binfield.

My main reasons for objecting are:

1) This shop will be situated on a very busy junction especially during rush hour but specifically school runs at the beginning and the end of the day. The car park entrance is very close to the busy village roundabout where traffic regularly queues along all four roads attached to this roundabout due to sheer volume of traffic, parents transporting children to school, private mini buses picking up children for schools such as LVS and The Lucky School. Parents walking their children to school have to pass the entrance to the proposed CoOp site and this combined with the level of traffic, people wishing to park in the shops carpark creates more congestion. Cars indicating right to turn into the new shop will block the roundabout as they queue up the Forest Road towards the school and down the Forest Road out of the village. This will not only create more gridlock but is dangerous for the large amount of parents walking their children along that path which is already a cycle path too. Add to the problem that if you happen to be behind the number 153 or 53 bus which stops just around the corner at regular intervals this then creates even more congestion and a simple journey is fraught danger. (Not sure what will happen with the regular road works that also seem to occur on that junction with some regularity)! My eldest son uses this bus stop and my youngest will do from September. As it stands now my children do not have to even cross a road to get to that stop, but once the shop goes ahead, with regular traffic going in and out this will become more dangerous due to its location.

2) We already have two shops in the village both of which sell off sales alcohol. It is simply too much to have another such establishment for such a small village. The shop would have longer opening hours and therefore more time for alcohol to be sold. The temptation for this to be drunk on our greens and in our parks will be too much and the combination of a large population of young people and easy access to alcohol late at night will cause behaviour and littering problems by a minority thus spoiling our community feel, something which we currently do not experience as a village. This site is very close, in fact a road width to residential homes with young families and the potential for noise and litter is not acceptable.

3) Surely in a village where we already have an abundance of shops, takeaways and a bakery this is not a financially beneficial location. Jennetts Park for instance is a large housing estate and currently without any local shop.

So in summary.

- Too close to a busy junction especially due to increased traffic at busy times of the day. With the entrance that cuts across a busy path way and cycle route.
- Alcohol too readily available until late at night is likely to cause a public nuisance in the way of litter and noise.
- Residential properties with young families are too close in proximity to the site which will be open 8am - 11pm unlike the old restaurant which had shorter opening hours with customers inside the building not outside.

I would ask that the request for this license is denied on the grounds laid out above and am sure that I will not be alone with these concerns.

Yours,

[REDACTED]
Mrs Jackie Kelley

[REDACTED] Emmets Park
Binfield
Bracknell
[REDACTED] RG42 4HQ

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BINFIELD VILLAGE STORES

24 June 2015

**To
Licensing officer
Bracknell forest borough council
1st floor
Times Square
Market Street
Bracknell
RG12 1JD**



Dear sir/ madam

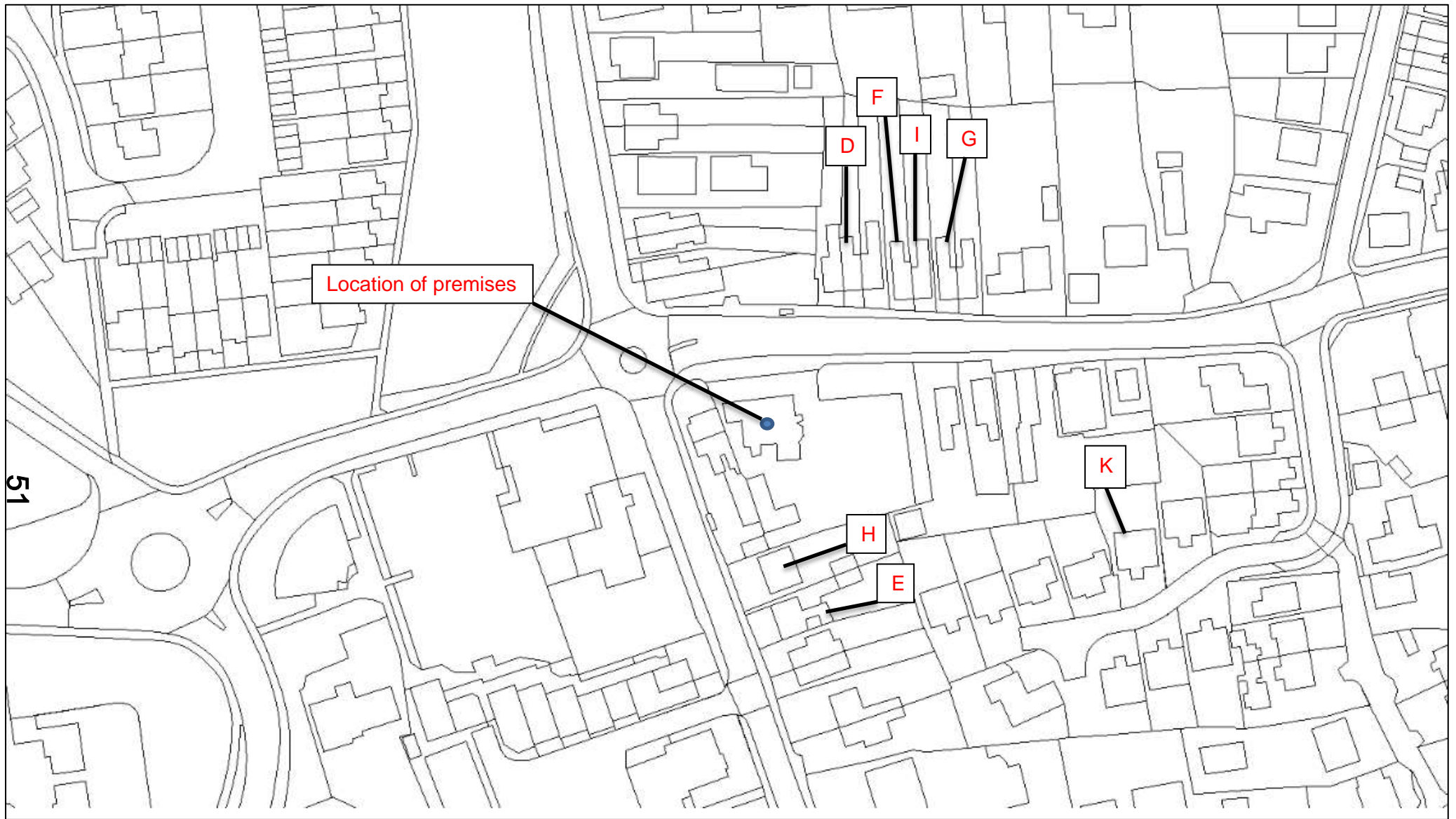
I am writing in connection with the application by the southern cooperative ltd for permission to sell alcohol to consume off the premises from 8am till 11pm in the premises in forest road, Binfield. We from Binfield village store wish to strongly object to this application for various reasons.

We are a local independent village shop have been operating since 2002 and it is a family run business and altogether we are four family who depends on the business and ever since we moved into Binfield we have been a part of the community and looked after the community with dedication and devotion and always worked for the welfare of the community. We have full array of services such as bill payments, mobile phone top ups, parcel delivery and pick up, news paper delivery, dry-cleaning, councils garden sack, cash machines etc. we are opened, 7am till 10pm seven days a week. There is already another shop(Duffy's Spar at Oakmede Place, Binfield) available with all of the service we have mentioned along with post office. So the prices are competitive as well from the point of view of the most of the villagers we spoken to have told as that there is no need for another off licence in the village. This one of the reasons they encouraged us to sign a petition and as it is a small village which not viable for as to have business such as co- op which has a huge buying capacity that would put small Business like ours out of business which is our livelihood, May be its good to have another shop where it's needed and when all those development

finished. We think at the moment there is no need for another off-licence in this small village.

The next point as a village resident, is the road traffic which is already on the brink during the peak hours which makes the school time pretty chaotic and the proposed premises situated is right next to the roundabout which I think it would be challenging for any drivers going in and coming out during those peak hours, very dangerous since the children will be walking on the pavements. Thus I request you to take our objection in to consideration and act accordingly. Many Thanks.

Yours sincerely



Map showing location of former Daruchini, Forest Road, Binfield, Bracknell, RG42 4HP

Date: 26/06/2015

Addresses of those who made representations are shown, labelled as per the Annex label

Annex N

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Annex 1 – Mandatory Conditions

- (1) No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence or when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
- (2) Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
- (3) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price. For the purposes of this condition,
- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) “permitted price” is the price found by applying the formula $P = D + (D+V)$ where –
- (i) P is the permitted price,
 - (ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- Where the permitted price given by this formula is not a whole number, it should be rounded up to the nearest penny.
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence:
- (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence; and
- (d) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (e) (i) Sub-paragraph (ii) applies where the permitted price on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
(ii) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
- (4) (a) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (b) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (c) 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 either
- (i) holographic mark or
 - (ii) an ultraviolet feature

Annex 2 - Conditions consistent with the Premises Operating Schedule:

- (1) All staff shall be trained in the law and their responsibility in selling alcohol and written records shall be kept of all training and refresher training.
- (2) CCTV shall be provided within the store.
- (3) A refusal log shall be maintained.
- (4) A Challenge 25 policy shall be adopted.

Annex 3 - Conditions attached after a hearing by the Licensing Authority:

TBC

Annex 4 - Plans:

Drawing number 14-XXX-400 dated 14/05/2015