

Notice of Hearing

Contact: Alison Burdett, Democratic Services Officer
Telephone 01235 547683
Email: alison.burdett@southandvale.gov.uk
Date: 4 August 2014
Website: www.whitehorsedc.gov.uk



**A Licensing Acts Panel meeting will be held
Tuesday, 19 August 2014 at 3.00 PM,
In the Abbey House, Abingdon, OX14 3JE
To consider the following matter:**

The relevant representations received in respect of an

**application for a premises license for Vineyard Service Station, 56
Vineyard, Abingdon**

under the Licensing Acts 2003

The details of all parties to the hearing are contained in the agenda pack.

A handwritten signature in black ink, appearing to read "M Reed". The signature is fluid and cursive, with the first letter of the first name being a large, stylized 'M'.

Margaret Reed
Head of Legal and Democratic Services

Agenda

Open to the Public including the Press

Council's vision

The council's vision is to take care of your interests across the Vale with enterprise, energy and efficiency.

1. Election of a chairman

To elect a chairman for this hearing.

2. Declarations of interests

To receive any declarations of disclosable pecuniary interests in respect of items on the agenda for this meeting.

3. Procedure

(Pages 3 - 7)

To note the procedure for this meeting.

4. Vineyard Service Station, 56 Vineyard, Abingdon

(Pages 8 - 22)

To consider the head of legal and democratic service's report.

Exempt information under section 100A(4) of the Local Government Act 1972

None

VALE OF WHITE HORSE DISTRICT COUNCIL

LICENSING ACT 2003

LICENSING ACTS PANEL – PROTOCOL AND PROCEDURE

1.0 Introduction

- 1.1 This protocol and procedure has been adopted by the council's Licensing Acts Committee in order to ensure that all meetings are carried out in accordance with the law and all parties receive a fair hearing.
- 1.2 For the purposes of this protocol and procedure the following terms have the meanings assigned to them:-
- (a) "the Act" means the Licensing Act 2003.
 - (b) "the parties" means all persons to whom a notice of hearing has been given.
 - (c) "the regulations" means the Licensing Act 2003 (Hearings) Regulations 2005 as amended.
 - (d) "exempt information" means those categories of information set out in Schedule 12A to the Local Government Act 1972 as amended.
- 1.3 This document has been prepared having regard to the statutory provisions contained in the Act, the Regulations, the Guidance issued by the Secretary of State for Culture, Media and Sport (latest version issued June 2013) and the LACORS Guidance for Local Authorities dated March 2005.

2.0 The licensing objectives and statement of policy

- 2.1 The Act sets out four licensing objectives which are fundamental to the decision making of the panel. The licensing objectives are follows:-
- (a) The prevention of crime and disorder.
 - (b) Public safety.
 - (c) The prevention of public nuisance.
 - (d) The protection of children from harm.
- 2.2 Any application or licensing matter which comes before a panel will be treated on its own merits having regard to the following issues:-
- (a) The promotion of the four licensing objectives.
 - (b) The council's statement of licensing policy.
 - (c) The most recent guidance issued by the Secretary of State for Culture, Media and Sport.
 - (d) The merits of the application and the representations received from the parties.

3.0 Before the hearing

- 3.1 The council has a duty to hold a hearing within a timescale specified in the regulations. In most cases the timescale is 20 working days calculated from the end of the relevant representation period. However, there are other cases where the timescale is shorter ranging from between 5 and 10 working days depending on the nature of the case in question. The council will ensure adequate notice is given to the parties involved.
- 3.2 The council will send all parties a notice of hearing giving details of the date, time and venue for the panel meeting. This notice will normally be sent giving at least 10 working days' notice of the hearing, although in some cases a shorter notice period is required.
- 3.3 The council will use its reasonable endeavours to email the notice to any of the parties who consent to that approach but shall also send the notice and the accompanying documents by first class post in every case.
- 3.4 The notice of hearing will normally be accompanied by an agenda, together with a report from the licensing officer which shall set out the details of the case.
- 3.5 The sub-committee will take into account the party response forms when considering the procedure to be adopted at the hearing.

4.0 The panel

- 4.1 The membership of the panel has been determined as set out in the decision of the Licensing Acts Committee.
- 4.2 Members will only be permitted to take part in determining a case if they have been present throughout the whole hearing and have no conflict of interest in the matter.
- 4.3 The quorum is 3 members who shall determine any issue by a simple majority of votes. If the votes are tied the chairman of the panel will have a second or casting vote.

5.0 Hearing - general principles

- 5.1 The parties have the right to attend the hearing and to be assisted or represented by any person (whether legally qualified or not) such as a relative, friend, their solicitor or counsel.
- 5.2 The parties will be entitled to address the members of the panel at the hearing and question any other party if given permission to do so by the panel. They will also be able to provide further information in support of their case on any points upon which the council has sought further clarification or explanation.
- 5.3 Each party will have a maximum of 20 minutes to make their representations and present their evidence unless there are some exceptional reasons to justify a longer period.
- 5.4 There is a presumption that any hearing will take place in public so that the sub-committee's decisions can be made in an accountable and transparent way, but on occasions it may be necessary to exclude the public and members of the press if the

sub-committee considers that it is in the public interest to do so. Members will consider that matter having regard to any exempt information which may need to be disclosed by any of the parties during the hearing.

- 5.5 If any party does not attend or are not represented at the hearing then the panel may take the following action:
- (a) When a party informs the council that they do not intend to attend or be represented at the hearing the panel will proceed in their absence unless it is in the public interest to adjourn the hearing to a new date. For example, if the council is informed a person cannot attend due to unforeseen personal circumstances such as illness, then the panel may adjourn the hearing to a new date.
 - (b) If any party fails to inform the council whether they intend to attend or be represented at a hearing then it is likely the panel will proceed in their absence unless there are exceptional circumstances making it necessary in the public interest to adjourn the hearing to a new date.
 - (c) Where the hearing proceeds in the absence of any party the panel will consider their representations or documentation contained in the list of documents.
- 5.6 If for any reason the hearing is adjourned to a new date the council will notify all parties of the new date, time and place of the adjourned hearing.
- 5.7 Late representations and evidence will only be considered by the panel with the agreement of all the parties present at the hearing.
- 5.8 The panel has the right to exclude any parties disrupting the hearing but will allow any excluded party to submit any information in writing which they would have given to the panel had they not been required to leave.
- 5.9 The panel will be assisted and advised by one of the council's solicitors or legal advisers and a democratic services officer will also be present to assist the members in providing a record of proceedings.
- 5.10 The licensing officer from the council will also be at the hearing to present a report and to offer advice and expertise based upon their professional knowledge of the application but without making any recommendations.

6.0 **Hearing procedure**

- 6.1 **Election of chair** - the panel will elect a chairman for the hearing (if not previously appointed) in the presence of the parties.
- 6.2 **Welcome and introductions** - the chairman will open the meeting, introducing the members of the panel and officers to the parties and then invite the parties or their respective representatives to introduce themselves.
- 6.3 **Outlining the procedure** – the chairman will then outline the nature of the application, the decisions to be taken and the procedure to be followed. If there are any preliminary issues made in any of the party response forms, those issues will be addressed and determined at this stage.
- 6.4 **Licensing officer's report** – the hearing will begin with a presentation by the council's licensing officer who will outline the application, any relevant representations received and deal with all policy and statutory guidance matters by reference to their report. members of the panel may then ask any relevant questions of the licensing officer.
- 6.5 **The parties' cases** – the chairman will invite the respective parties to present their cases in the following order:

- (a) the applicant
- (b) each responsible authority
- (c) each interested party
- (d) the licence holder if not the applicant

and on each occasion the cases will be dealt with in the following way:

- (a) the relevant party shall address the panel and present any witnesses within the time limit allowed by the panel
- (b) members can then ask relevant questions
- (c) the licensing officer may also ask relevant questions through the chairman of the panel
- (d) although there is no intention to allow parties to cross-examine others, they may ask relevant questions through the chairman.

- 6.6 **Final submissions** – each party will be given the opportunity by the chairman to summarise their respective cases if they wish for a maximum period of 5 minutes each. Final submission shall be made in the following order:

- (a) interested parties
- (b) each responsible authority

- (c) the applicant
- (d) the licence holder if not the applicant

6.7 Chairman's final comments – the chair will invite the parties to state they have had a fair opportunity to put their respective cases. The panel will deal with any issues arising prior to retiring to make their decision.

7.0 **After the hearing**

- 7.1 At the end of the hearing, the panel will retire or ask everyone apart from its legal adviser and democratic services officer to leave the room while the panel considers its decision. The panel may call upon its solicitor or legal adviser, and the democratic services officer, if it needs legal or procedural advice.
- 7.2 If the panel wishes to clarify any point which arose during the hearing, it will recall all parties even if only one is asked for further explanation.
- 7.3 When the panel has made its decision, members will return to the room or invite the parties back into the room and the chairman will report the decision of the panel to those present.
- 7.4 The chairman will also inform them that a written decision notice explaining the reasons behind their decision will be sent to all parties. The decision notices shall be in a form or substantially in the form as set out at the end of this document.

8.0 **Record of proceedings**

- 8.1 The democratic services officer shall prepare a record of the panel's proceedings which shall be signed by the chairman of the panel.
- 8.2 The record of the proceedings shall be retained by the council for a period of at least 6 years from the date of determination or the disposal of any appeal.

Updated May 2014

Licensing Acts Panel



Report of Head of Legal & Democratic Services

Author: Richard Brown, Licensing Officer

Telephone: 01235 547642

Textphone: 18001 01235 547642

E-mail: richard.brown@southandvale.gov.uk

To: Licensing Acts Panel

DATE: 19 August 2014

Application for a premises licence for Vineyard Service Station, 56 Vineyard, Abingdon

Recommendation

That the panel consider the application for a premises licence and the relevant representations and decide whether to a) grant the licence as applied for, b) grant the licence after modifying any conditions to such extent as the authority considers necessary for the promotion of the licensing objectives, c) exclude from the scope of the licence any of the licensable activities to which the application relates, d) refuse to specify a person in the licence as the premises supervisor or e) reject the application.

Purpose of Report

- 1 To present the facts and relevant representations received in respect of an application for a premises licence for the Vineyard Service Station, 56 Vineyard, Abingdon to the Licensing Acts Panel in order that it can determine the application under Section 18 of the Licensing Act 2003.

Strategic Objectives

- 2 The relevant strategic objective is that of 'building the local economy'. The relevant corporate priority is that of 'maintain low levels of crime and anti-social behaviour'.

Background

- 3.1 The Licensing Act 2003 ('the Act') established a single integrated scheme for licensing premises which are used for the supply of alcohol, regulated entertainment, late night refreshment or permission to carry on some or all of these activities. In the Act these activities are referred to collectively as the 'licensable activities'.

3.2 Any assessment of licensable activities must consider and promote the four licensing objectives:

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

3.3 Licences will normally be granted by the licensing officer under delegated powers but in the event of relevant representations being received regarding the grant of a premises licence the application is then referred to the Licensing Acts Panel to be considered.

3.4 An application has been received for a new premises licence (**Appendix 1**). The application is for the supply of alcohol for consumption off the premises, as follows:

Licensing Activity	Proposed Days and Times
Supply of alcohol	0600-2300, Monday - Sunday
Hours premises are open to the public	0600-2300, Monday - Sunday

3.5 No representation has been received from Thames Valley Police.

3.6 No representation has been received from Environmental Protection.

3.7 One representation has been received from a Mr Mohammed Nazir of 60 Vineyard, Abingdon. This is attached at Appendix 2.

Options

4.1 In determining the application the authority must give weight to:

- representations received from Responsible Authorities
- relevant representations received from other persons
- the Secretary of State's guidance issued under Section 182 of the Licensing Act 2003
- the council's statement of licensing policy and
- the steps necessary to promote the licensing objectives

4.2 In view of the above, the panel is requested to consider the application for a premises licence and decide whether to:

- (a) grant the licence as applied for,

- (b) grant the licence after modifying any conditions to such extent as the authority considers necessary for the promotion of the licensing objectives
- (c) exclude from the scope of the licence any of the licensable activities to which the application relates,
- (d) refuse to specify a person in the licence as the premises supervisor,
- (e) reject the application.

Financial Implications

- 5 Should the applicant or any other person wish to appeal against a decision of the council, they may do so to the Magistrates' Court. The council would incur costs should this occur, although the court may decide to award costs if the council's decision was upheld.

Legal Implications

- 6.1 The Human Rights Act 1998 requires public bodies to ensure everything they do is compatible with Convention Rights and makes it unlawful for a public authority to act incompatibly with those rights. When determining whether to grant the application the panel will be aware of human rights considerations, specifically Part 1, Article 6, the right to a fair trial, Part 2 and Article 8 the right to respect for private and family life for those making representations.
- 6.2 The hearing of all applications is subject to the principles of natural justice.
- 6.3 Section 17 of the Crime and Disorder Act 1998 states, 'without prejudice to any other obligation imposed on it, it shall be the duty of each authority to exercise its various functions with due regard to the likely effect of those functions on, and the need to do all that it reasonably can to prevent crime and disorder in its area'.
- 6.4 Under Schedule 5, Part 1 of the Licensing Act 2003, any person aggrieved by the decision in respect of the application may appeal to a Magistrates' Court within 21 days of the date of the decision.

Conclusion

- 7 This report provides information submitted by the applicant and one other person. The panel should determine this application with a view to promoting the four licensing objectives. It must, having had regard to all the relevant representations and the evidence it hears, decide whether; a) grant the licence as applied for, b) grant the licence after modifying any conditions to such extent as the authority considers necessary for the promotion of the licensing objectives, c) exclude from the scope of the licence any of the licensable activities to which the application relates, d) refuse to specify a person in the licence as the premises supervisor or e) reject the application

Background Papers

None.

Appendix 1

LICENSING TEAM – VALE OF WHITE HORSE DISTRICT COUNCIL, BENSON LANE, CROWMARSH GIFFORD, OX10 8ED.

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 HIGHWAY STOPS RETAIL LIMITED

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
VINEYARD SERVICE STATION 56 VINEYARD			
Post town	ABINGDON	Postcode	OX14 3PB

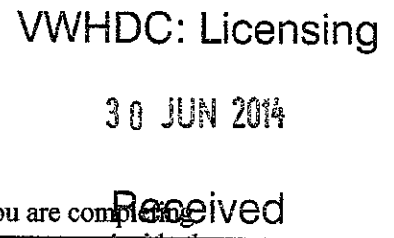
Telephone number at premises (if any)	01235 536598
Non-domestic rateable value of premises	£25500

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | |
|---|---|
| a) an individual or individuals * | <input type="checkbox"/> please complete section (A) |
| b) a person other than an individual * | |
| i. as a limited company | <input checked="" type="checkbox"/> please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> please complete section (B) |



- c) a recognised club ☐ please complete section (B)
- d) a charity ☐ please complete section (B)
- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

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

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 ☒

I am making the application pursuant to a

statutory function or ☐

a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name HIGHWAY STOPS RETAIL LIMITED
Address UNIT 11 METRO TRADING CENTRE SECOND WAY WEMBLEY HA9 0YJ
Registered number (where applicable) 07732029
Description of applicant (for example, partnership, company, unincorporated association etc.) LIMITED COMPANY
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY			
2	9	0	7	2	0	1	4

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

DD		MM		YYYY			

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

CONVENIENCE STORE LOCATED ON A FORECOURT

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

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

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

Provision of regulated entertainment

Please tick any that apply

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

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

J

Supply of alcohol Standard days and timings (please read guidance note 6)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	X
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4)		
Mon	06.00	23.00			
Tue	06.00	23.00			
Wed	06.00	23.00			
Thur	06.00	23.00			
Fri	06.00	23.00			
			<u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	06.00	23.00			
Sun	06.00	23.00			

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

Name RICHARD WILLIAM READ BAKER
Address
Personal licence number (if known) 06/00644/LAPER - NO. 00248
Issuing licensing authority (if known) MALDON DISTRICT COUNCIL

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 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	06.00	23.00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Tue	06.00	23.00	
Wed	06.00	23.00	
Thur	06.00	23.00	
Fri	06.00	23.00	
Sat	06.00	23.00	
Sun	06.00	23.00	

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

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

CCTV SYSTEM WITH RECORDING FACILITIES IN PLACE AT SITE WITH A 28 DAY RECORDING LIBRARY MADE AVAILABLE TO THE POLICE UPON REASONABLE REQUEST, STAFF ALCOHOL SALES TRAINING TO BE SATISFACTORILY COMPLETED AND RECORDED, WRITTEN TRAINING RECORDS CAN BE MADE AVAILABLE FOR INSPECTION UPON REASONABLE REQUEST BY A RELEVANT OFFICER OF A RESPONSIBLE AUTHORITY. APPROPRIATE TRAINING MANUAL TO BE OPERATED, REFUSALS BOOK TO USED BY ALL STAFF, SPIRITS LOCATED BEHIND THE COUNTER, CHALLENGE 25 TO BE OPERATED BY ALL STAFF WITH ACCEPTABLE IDENTIFICATION ONLY A PHOTO DRIVING LICENCE, A PASSPORT OR A PASS ACCREDITED PROOF OF AGE SCHEME. FORECOURT TO BE SWEEPED REGULARLY AND THE WASTE BINS TO BE EMPTIED REGULARLY, APPROPRIATELY WORDED NOTICES TO BE DISPLAYED PROMINENTLY REQUESTING CUSTOMERS TO LEAVE THE PREMISES QUIETLY AT NIGHT RESPECTING LOCAL RESIDENTS

b) The prevention of crime and disorder

CCTV SYSTEM WITH RECORDING FACILITIES IN PLACE AT SITE WITH A 28 DAY RECORDING LIBRARY MADE AVAILABLE TO THE POLICE UPON REASONABLE REQUEST, STAFF ALCOHOL SALES TRAINING TO BE SATISFACTORILY COMPLETED AND RECORDED, WRITTEN TRAINING RECORDS CAN BE MADE AVAILABLE FOR INSPECTION UPON REASONABLE REQUEST BY A RELEVANT OFFICER OF A RESPONSIBLE AUTHORITY. APPROPRIATE TRAINING MANUAL TO BE OPERATED, REFUSALS BOOK TO USED BY ALL STAFF, SPIRITS LOCATED BEHIND THE COUNTER,

c) Public safety

CCTV SYSTEM WITH RECORDING FACILITIES IN PLACE AT SITE WITH A 28 DAY RECORDING LIBRARY MADE AVAILABLE TO THE POLICE UPON REASONABLE REQUEST,

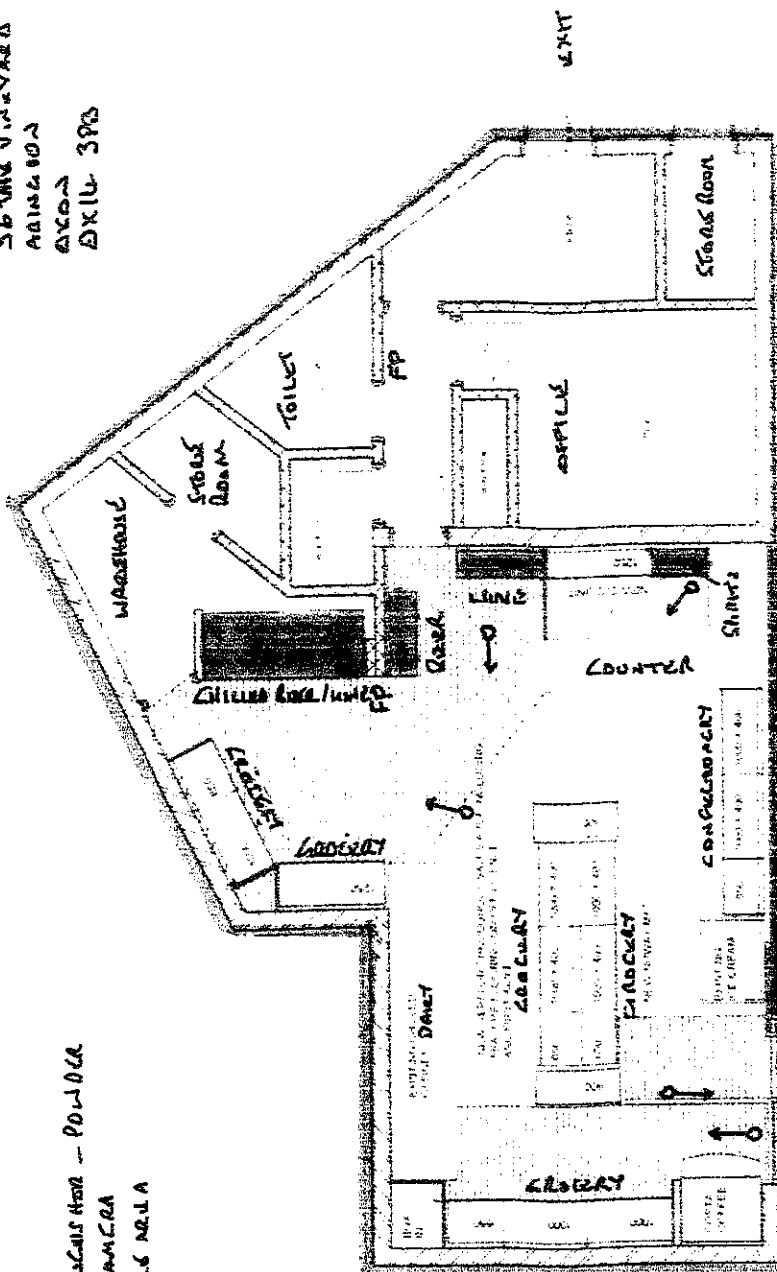
d) The prevention of public nuisance

FORECOURT TO BE SWEEPED REGULARLY AND THE WASTE BINS TO BE EMPTIED REGULARLY, APPROPRIATELY WORDED NOTICES TO BE DISPLAYED PROMINENTLY REQUESTING CUSTOMERS TO LEAVE THE PREMISES QUIETLY AT NIGHT RESPECTING LOCAL RESIDENTS

e) The protection of children from harm

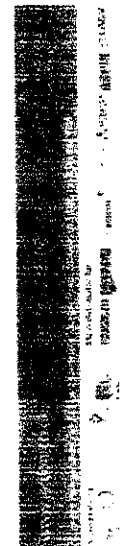
VINYL FLOOR STATION
 56 TANK V.M. V.A. 2
 ABINGDON
 DX 11 393

KEY - FIRE EXTINGUISHER - POWDER
 - CCTV CAMERA
 - WIRELESS ALARM



TONY HEAD
 18100

NISA
 ABINGDON



Richard Brown - Re: 56 Vineyard, Abingdon, OX14 3PB - Objection

From: M D NAZIR <[REDACTED]>
To: Richard Brown <Richard.Brown@southandvale.gov.uk>
Date: 28/07/2014 23:15
Subject: Re: 56 Vineyard, Abingdon, OX14 3PB - Objection

Evening,

So you say the applicants have answered all issues, but when you are aware as an officer if issues I'm the area regarding alcohol and underage drinkers in parks and the town centre how can you responsibly add another venue to sell alcohol.

This is completely wrong when there is an issue we as a community need to look at each individual new site as it will have an impact.

Regarding granting the licence then reviewing it how does this make sense when you are aware why grant it in the first instance.

Also the hours suggested 6am - 11pm when we applied the council and it's officers said this was inconsiderate and there was no need to have this early hours to sell alcohol.

Now if they get granted the licence there will be massive competition this bringing the price of alcohol down as we will compete and this will I turn provide cheap alcohol to locals as the station will want to have alcohol customers which it currently doesn't. In order for it to do so it would need to be cheap. This would be not responsible retailing.

Can you please enlighten me on the the sign that is up on the door. The passers by on the public highway/path cannot see this sign only if you go into the station you will be able to see the sign. So not all the community know that the station is applying for a licence.

I will seek legal advice on all these matters and how this effects the application.

I hope to attend the hearing and highlight the issues raised.

Regards

Mohammed Nazir

60 Vineyard
Abingdon
Ox14 3PB

[REDACTED]
On 28 Jul 2014, at 16:14, "Richard Brown" <Richard.Brown@southandvale.gov.uk> wrote:

Dear Mr Nazir

Thank-you for the below for which I obviously acknowledge receipt.

I summarise your points in the premises not meeting the licensing objectives as there is

likely to be an increase in thefts, noise/disturbance, underage sales and litter. They appear to have been answered in the application within the steps they intend to take to promote the licensing objectives, viz CCTV, liaison with police, staff training, refusals book, challenge 25, forecourt being swept/bins emptied and notices displayed. The number of licenced premises in the area is not a relevant factor - There is no saturation policy in Abingdon.

I understand that the police are not putting in representations. There is always the option of a Responsible Authority such as the police or a local resident/business such as yourself asking for a review of a licence once granted if evidence of the licence holder not meeting the licensing objectives can be supplied once the business is up and running.

You may care to come back to me. Please note that the deadline for representations is midnight tonight. I will not be in a position to make any further replies before that deadline.

Richard Brown

Licensing Officer

South Oxfordshire and Vale of White Horse District Councils.
Benson Lane, Crowmarsh Gifford, Oxon OX10 8ED
01235 547642 (Text phone users add 18001 before dialing)

www.southoxon.gov.uk / www.whitehorsedc.gov.uk

>>> Licensing unit 28/07/2014 14:58 >>>
From the licensing inbox....

Licensing
Legal & Democratic Services
Vale of White Horse District Council
Please note that as of 10 March 2014, the licensing team moved offices.
The new address for postal correspondence is: Benson Lane, Crowmarsh
Gifford, Oxon, OX10 8ED

Tel: 01235 540570 / 540384
For textphone users add 18001 before you dial

Email : licensing.unit@whitehorsedc.gov.uk

Visit us at www.whitehorsedc.gov.uk

>>> M D NAZIR <[REDACTED]> 28/07/2014 14:46 >>>

Dear Sirs,

Premises Application -Vineyard Service Station, 56 Vineyard,
Abingdon, OX14 3PB.

I am writing to register my objection to the application for a premises licence by Highway Stops retail Ltd. Vineyard Service Station, 56 Vineyard, Abingdon OX14 3PB. The basis for this opposition is that granting a licence for these premises will not promote the licensing objectives, particularly the prevention of crime, disorder and antisocial behaviour.

As a licensee ourselves at 60 Vineyard we feel the local area is saturated with licensed premises. Since we have been trading we have had a number of thefts fuelled by alcohol. Also many locals have been banned as a measure to keep peace and order in the area. The worry here is that 56 Vineyard will be another point for them to buy alcohol from and cause noise, nuisance and disturbance, as a result our hard work would be undermined. The police and local council can look back at the previous owners at 60 vineyard and number of incidents was high until we became the licensees. We have controlled the underage buyers requesting alcohol by being very strict but this is still an huge issue. At late night people park up and request alcohol, on many occasions we refuse as they are a nuisance and we have deterred many people from trying. This is also an issue from people walking back from the boundary house or city centre.

Please take into account the Police Reform and Social Responsibility Bill - March 2011, when making any decision.

The flats at Banbury Court and the Knowle Centre have been an issue with residents causing disturbance which are alcohol related, many of these residents are banned from our premises. Litter is another issue in the area as we have to use are staff to clear up at nights. We have had to have extra staff to clear this rubbish and keep the area tidy. The concerns need to be looked at before making a decision. Also on numerous occasions police is seen attending the vineyard service station. Theft is an issue already. The local area has many outlets the council needs to take a fresh approach to premises licence applications since 2011 to object to the application on these grounds. The local police have been doing a fantastic job and this application can have a totally detrimental effect to its aims and objectives. The application proposes that alcohol will be sold for consumption off the premises between 6:00am and 11.00pm, seven days a week. This station would attract alcoholics and petrol users from around the area causing traffic, disturbance and nuisance to local residents.

Increased deliveries and traffic would cause an issue already a problem on the Vineyard. In recent years accidents have happened for cars exiting the station. Granting a licence would provide a further source of alcohol within an area already so heavily populated by alcoholics wanting alcohol, where many premises have banned these individuals, crime, disorder and public nuisance have already reached problem levels for the local police.

Residents in this area already suffer noise nuisance and antisocial behaviour at all hours of the day and night, especially with Banbury Court flats which are opposite the station.

I would also urge the Committee to consider the findings of the Health Impact Assessment, in which evidence of the negative effects of the flexible licensing hours was put by the national health organisation, we have worked very hard to ban all troublemakers in the area.

In view of the above, I would urge the Licensing Authority to refuse the application.

Yours faithfully,

Mohammed Nazir

60 Vineyard

Abingdon

OX14 3PB

