



# Licensing Act 2003 Sub-Committee

Agenda and Reports

For consideration on

**Thursday, 20th September  
2012**

In the Council Chamber, Town Hall, Chorley

At 10.00 am

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11 September 2012

Dear Councillor

**LICENSING ACT 2003 SUB-COMMITTEE - THURSDAY, 20TH  
SEPTEMBER 2012**

You are invited to attend a meeting of the Licensing Act 2003 Sub-Committee to be held in the Council Chamber, Town Hall, Chorley on Thursday, 20th September 2012 commencing at 10.00 am.

**AGENDA**

1. **Apologies for absence**
2. **Declarations of Any Interests**
3. **Procedure (Pages 1 - 4)**  
A general procedure guidance note is enclosed for information.
4. **Application for Premises licence under Section 17 of the Licensing Act 2003: Supanews (Pages 5 - 30)**  
Report of the Director of People and Places (enclosed)
5. **Any other item(s) that the Chair decides is/are urgent**

Yours sincerely



Gary Hall  
Chief Executive

Dianne Scambler  
Democratic and Member Services Officer  
E-mail: [dianne.scambler@chorley.gov.uk](mailto:dianne.scambler@chorley.gov.uk)  
Tel: (01257) 5151034  
Fax: (01257) 515150

## **Distribution**

1. Agenda and reports to all Members of the Licensing Act 2003 Sub-Committee (Councillor Marion Lowe (Chair) and Councillors Matthew Crow and Alan Platt for attendance.
2. Agenda and reports to Matthew Swift (Public Protection Officer), Zeynab Patel (Solicitor) and Dianne Scambler (Democratic and Member Services Officer) for attendance.

**This information can be made available to you in larger print or on audio tape, or translated into your own language. Please telephone 01257 515118 to access this service.**

આ માહિતીનો અનુવાદ આપની પોતાની ભાષામાં કરી શકાય છે. આ સેવા સરળતાથી મેળવવા માટે કૃપા કરી, આ નંબર પર ફોન કરો: 01257 515822

ان معلومات کا ترجمہ آپکی اپنی زبان میں بھی کیا جاسکتا ہے۔ یہ خدمت استعمال کرنے کیلئے براہ مہربانی اس نمبر پر ٹیلیفون

01257 515823 کیجئے:

**CHORLEY BOROUGH COUNCIL****LICENSING ACT 2003****SUB-COMMITTEE****GENERAL PROCEDURE POINTS FOR HEARINGS****INTRODUCTION**

The Licensing Act 2003 Sub-Committee will conduct hearings in accordance with the following general principles:

- All parties have a right to a fair hearing.
- Decision-making will be conducted in an open, transparent and accountable way.
- Each application will be determined on its own merits and the decision will be based upon:
  - the merits of the application
  - the promotion of the four licensing objectives
  - the Council's Statement of Licensing Policy
  - the Guidance issued by the Secretary of State for Culture, Media and Sport under Section 182 of the Licensing Act 2003
- the Licensing Authority will only permit licensing decisions to be taken by Sub-committee consisting of three members. In the event of one member being unable to attend, the Licensing authority will use its best endeavours to substitute another member, taken from the membership of the Licensing Act 2003 Sub-Committee reserve list.
- the Sub-Committee may disallow cross-examination in exceptional circumstances; this decision will be taken on a case by case basis with a presumption to allow. However, parties are advised that the Sub-Committee wishes to discourage hostile cross examination.
- late representations and evidence will usually only be considered with the agreement of all parties present.
- decisions will generally be taken regardless of whether the applicant/other party is present unless the Sub-Committee consider it necessary in the public interest to adjourn the hearing to a specified date. All notices and representations from absent parties will be considered.
- the Sub-Committee will generally allow parties a maximum of 30 minutes per party to make all relevant Statements. However, the Sub-Committee recognises that in certain circumstances this may be insufficient due to the complexity of the issues involved. In this situation the Sub-Committee will consider representations from those parties involved in the hearing as to the length required to make all relevant statements. The Licensing Authority respectfully requests that all parties keep points pertinent and the discussion moving in the interests of cost and efficiency.

- the Sub-Committee recognises that Regulation 14 requires all hearings should take place in public unless the licensing authority “considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing taking place in public” in which the applicant, those assisting the applicant or other interested parties can be excluded. In the absence of any criteria in the Licensing Act 2003, the guidance issued under section 182 of the Act or the licensing Regulations, the Licensing Authority has adopted the existing criteria in Schedule 12A of the Local Government Act 1972 for excluding the press and public. The public and press will be excluded when the Sub-Committee is considering an application for a personal licence, where Lancashire Police have lodged an objection notice due to an existing relevant offence(s). Generally, the public and the applicant will be excluded when the Sub-Committee is determining a decision. Once a decision has been made all parties will be readmitted and the Chair will announce the decision and give reasons.
- all parties will be notified of the decision in accordance with any periods set down by the Licensing Act 2003 or where none are prescribed within 5 working days.
- the Sub-Committee has the right to exclude any parties behaving in a disruptive manner at the hearing at its own discretion.

**HEARING PROCEDURE****PREMISES/CLUB PREMISES LICENCE APPLICATIONS****1. CHAIR OF SUB-COMMITTEE:**

- opens meeting
- introduces Members and Officers
- confirms details of all parties in attendance
- outlines procedure to be followed

**2. PUBLIC PROTECTION OFFICER OUTLINES APPLICATION AND RELEVANT REPRESENTATIONS****3. QUESTIONS TO PUBLIC PROTECTION OFFICER FOR CLARIFICATION FROM:**

- Sub-Committee
- Applicant

**4. APPLICANT OR REPRESENTATIVE OUTLINES APPLICATION****5. QUESTIONS TO APPLICANT FROM:**

- Sub-Committee
- Interested Representative

**6. LANCASHIRE POLICE REPRESENTATIONS****7. QUESTIONS TO LANCASHIRE POLICE FROM:**

- Sub-Committee
- Applicant

**8. LANCASHIRE POLICE REPRESENTATIVES INVITED TO BRIEFLY SUM UP****9. APPLICANT (OR REPRESENTATIVE) INVITED TO SUM UP****10. DECISION MAKING**

All parties retire whilst Sub-Committee makes decision.

**11. NOTICE OF DECISION**

Parties re-admitted and Chair announces decision and reasons.

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Report of	Meeting	Date
Director of People and Places	Licensing Act 2003 Sub-Committee	20 September 2012

## **APPLICATION FOR A PREMISES LICENCE UNDER SECTION 17 OF THE LICENSING ACT 2003 IN RELATION TO SUPANEWS, 9 CHAPEL STREET, CHORLEY, PR7 1BN.**

### **PURPOSE OF REPORT**

1. To enable Members to determine an application for a new premises licence for Supanews, Chapel Street, Chorley, Lancashire, PR7 1BN.

### **RECOMMENDATION(S)**

2. Members are requested to consider the application and any representations received, after considering those representations determine the outcome for the application for the Premises Licence.

<b>Confidential report</b> Please bold as appropriate	Yes	No

### **BACKGROUND**

3. The Licensing Authority has received an application under Section 17 of the Licensing Act 2003 to apply for a Premises Licence from Mohammed Gangat of 9 Arno Street, Frenchwood, Preston, PR1 3QR for the premises at Supanews, 9 Chapel Street, Chorley, PR7 1BN. The application is attached as appendix 1.
4. The premises currently operates as a Newsagents on Chapel Street within the Town Centre. The applicant wishes to extend the business to offer off sales in respect of alcohol from 08.00 until 21.00 Monday to Saturday.
5. The application could have an impact on several of the Council's Corporate Priorities. It should be borne in mind however, that the application must be determined in accordance with the Licensing Act 2003, Council's Licensing Policy Statement and the statutory guidance issued under Section 182 of the Licensing Act 2003.
6. The application seeks to grant a new premises licence with the following licensable provisions;

<b>Licensable Activity</b>	<b>Days</b>	<b>Proposed times</b>
Supply by retail of alcohol	Monday – Saturday	08:00 – 21:00
	Sunday	No hours applied for

7. In-line with the requested licensable activities the opening hours of the premises are also as shown;

<b>Days</b>	<b>Proposed hours</b>
Monday – Saturday	08:00 – 21:00
Sunday	No hours applied for

8. Members should also be aware that Mr. Gangat has not put forward details of anyone to act as the Designated Premises Supervisor (DPS) at the premises and should the licence be granted today, alcohol could not be sold from the premises until such point as a DPS is appointed. Any sales made without the authorisation of the DPS would be a breach of legislation and appropriate action would be taken against the Premises Licence Holder (Section 26, Council's Statement of Licensing Policy).

#### **Representations from the Responsible Authorities.**

9. A representation has been received from Lancashire Constabulary opposing the granting of this application, as they believe that granting the licence would undermine two of the four licensing objectives namely Protecting children from harm (Section 10, Council's Statement of Licensing Policy) and the prevention of crime and disorder (Section 6, Council's Statement of Licensing Policy). The representation is attached as appendix 2.

#### **Representations from Other People.**

10. No representations have been received from any other person or body either in support of, or opposition to the granting of this licence.
11. All parties to this application have been invited to attend the hearing under the Licensing Act 2003 (Hearing) Regulations 2005, to make representation.
12. Members are asked to determine the application, having had considered the representations received and having regard to the Authorities Statement of Licensing Policy (Relevant Sections at Appendix 3) and to the guidance issued by the Secretary of State under section 182 of the Licensing Act 2003.
13. The relevant issue from a licensing perspective is how the application impacts on the four licensing objectives and whether the granting of the application would compromise those objectives. The Committee is aware that they have the power to grant the application, grant the application with less hours than those requested, refuse the application or impose conditions to ensure proportionality.

Jamie Carson  
DIRECTOR OF PEOPLE & PLACES

Appendix 1 – Application to grant a premises licence.

Appendix 2 – Representation from Police

Appendix 3 – Statement of Licensing Policy (Relevant Sections)

<b>Report Author</b>	<b>Ext</b>	<b>Date</b>	<b>Doc ID</b>
Matthew Swift	5726	10/09/12	

LICENSING ACT 2003 - Section 17**Application for a premises licence to be granted under the Licensing Act 2003****Chorley Council**Licensing Section,  
Civic Offices,  
Union Street,  
Chorley,  
Lancashire,  
PR7 1AL**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.

I / <del>we</del> (name(s)) <u>MOHAMMEN GANGAT</u>	
wish to apply for a premises licence under section 17 the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/ <del>we</del> are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.	
<b>Part 1 - Premises details</b>	
Name of Premises <u>SUPANEWS</u>	
Postal address of premises, if any, or if none, ordnance survey map reference or description <u>9 CHAPEL ST.</u>	
Post Town <u>CHORLEY</u>	Postcode <u>PR7 1BN</u>
Daytime telephone number (if any) <u>07912600572</u>	
None-domestic rateable value of club premises £ <u>13500</u>	
<b>Part 2 – Applicant details</b>	
Please state whether you are applying for a premises licence as:-	
Please tick <input checked="" type="checkbox"/> yes	
a) an individual or individuals*	<input checked="" type="checkbox"/> Please complete section (A)
b) a person other than an individual*	
i) as a limited company	<input type="checkbox"/> Please complete section (B)
ii) as a partnership	<input type="checkbox"/> Please complete section (B)

iii) as an unincorporated association; or		Please complete section (B)
iv) other (for example a statutory corporation)		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		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:- <span style="float: right;">Please tick <input checked="" type="checkbox"/> yes</span>		
<ul style="list-style-type: none"> <li>• I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or</li> <li>• I am making the application pursuant to:                             <ul style="list-style-type: none"> <li>- a statutory function; or</li> <li>- a function discharged by virtue of Her Majesty's prerogative</li> </ul> </li> </ul>		
<b>(A) INDIVIDUAL APPLICANTS</b>		
(Delete as applicable)	Mr	<del>Mrs</del> <del>Miss</del> <del>Ms</del>
Other title (for example, Rev)		
Surname <b>GANGAT</b>		
First name(s) <b>MOHAMMED</b>		
Please tick <input checked="" type="checkbox"/> yes		
I am 18 years old or over	<input checked="" type="checkbox"/>	Date of birth
		Day Month Year
	3	1   1   2   1   9   8   3
Current postal address, if different from premises address		
<b>9 ARNO STREET FRENCHWOOD PRESTON</b>		
Post town	<b>PRESTON</b>	Post code
		<b>PRI 3QR</b>
Daytime contact telephone number		
<b>07912600572</b>		
Email address (optional)		
<b>TALKINGFONEZ@YAHOO.CO.UK</b>		

<b>SECOND INDIVIDUAL APPLICANT</b>					
(Delete as applicable)		Mr	Mrs	Miss	Ms
Other title (for example, Rev)					
Surname					
First names					
		Please tick <input checked="" type="checkbox"/> yes		Day	Month
I am 18 years old or over	<input type="checkbox"/>	Date of birth	<input type="text"/>	<input type="text"/>	<input type="text"/>
Current postal address, if different from premises address					
Post town				Post code	
Daytime contact telephone number					
Email address (optional)					
<b>(B) OTHER APPLICANTS</b>					
Please provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give name and address of each party concerned.					
Name			Name		
Address			Address		
Registered number (where applicable)					
Description of applicant (for example partnership, company, unincorporated association etc.)					
Telephone number (if any)					
Email address (optional)					

Part 3 – Operating Schedule						
	Day	Month	Year			
When do you want the premises licences to start?	01	09	2017			
	Day	Month	Year			
If you wish the licence to be valid only for a limited period, when do you want it to end?						
Please give a general description of the premises (please read guidance note 1)						
<p>IT IS A 3 FLOOR BUILDING, VERY WELL FITTED.</p> <p>IT IS SITUATED IN CHORLEY TOWN CENTRE.</p> <p>THE 1ST FLOOR IS USED FOR RETAIL.</p> <p>2ND FLOOR STOCK.</p> <p>3RD FLOOR TOILET.</p>						
If 5,000 or more people are expected to attend the premises at any one time, please state 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 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 entertainments (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)	
<b>Provision of entertainment facilities for:</b>	
i) making music (if ticking yes, fill in box I)	
j) dancing (if ticking yes, fill in box J)	
k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)	
<b>The supply of late night refreshment</b> (if ticking yes, fill in box L)	
<b>The supply of alcohol</b> (if ticking yes, fill in box M)	✓
<b>In all cases complete boxes N, O and P</b>	

**A**

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

**B**

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



**C**

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

**D**

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

**E**

<b>Live music</b> 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 <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	Please give further details here (please read guidance note 3)
Mon			
			State any seasonal variations for performance of live music (please read guidance note 4)
<b>Tue</b>			
<b>Wed</b>			
<b>Thur</b>			Non-standard timings. Where you intend to use the premises for the performance of live music at different times from those listed in the column on the left, please list (please read guidance note 5)
<b>Fri</b>			
<b>Sat</b>			
<b>Sun</b>			

**F**

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

# G

<b>Performance of dance</b> 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 <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)
Mon			
			State any seasonal variations for performing of dance (please read guidance note 4)
Tue			
Wed			Non-standard timings. Where you intend to use the premises for the performance of dance entertainment at different times from those listed in the column on the left, please list (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

# H

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

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

**J**

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

**K**

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

**L**

<b>Late night refreshment</b> 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)		
Day			Start	Finish	Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon					Please give further details here (please read guidance note 3)
Tue					State any seasonal variations for provision of late night refreshment (please read guidance note 4)
Wed					Non-standard timings. Where you intend to use the for provision of late night refreshment at different times from those listed in the column on the left, please list (please read guidance note 5)
Thur					Non-standard timings. Where you intend to use the for provision of late night refreshment at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri					Non-standard timings. Where you intend to use the for provision of late night refreshment at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat					Non-standard timings. Where you intend to use the for provision of late night refreshment at different times from those listed in the column on the left, please list (please read guidance note 5)
Sun					Non-standard timings. Where you intend to use the for provision of late night refreshment at different times from those listed in the column on the left, please list (please read guidance note 5)

# M

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick <input checked="checked" type="checkbox"/> (please read guidance note 7) On the premises <input type="checkbox"/> Off the premises <input checked="checked" type="checkbox"/> Both <input type="checkbox"/>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>	State any seasonal variations (please read guidance note 4)  NONE		
Mon	08:00	21:00			
Tue	08:00	21:00			
Wed	08:00	21:00			
Thur	08:00	21:00			
Fri	08:00	21:00			
Sat	08:00	21:00			
Sun			Non-standard timings. Where you intend to use the supply of alcohol at different times from those listed in the column on the left, please list (please read guidance note 5)  NONE		

State the name and details of the individual whom you wish to specify on the licence as premises supervisor	
Name	MOHAMMED FANGAT
Address	9 ARNO ST. FRENCHWOOD PRESTON
	(PR1 3QR) Post Code PR1 3QR
Personal Licence number (if known)	
Issuing licence authority (if known)	

**N**

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

NONE

**O**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)  NONE
Day	Start	Finish	Non-standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)  NONE
Mon	08:00	<del>18:00</del> 21:00	
Tue	08:00	<del>18:00</del> 21:00	
Wed	08:00	<del>18:00</del> 21:00	
Thur	08:00	<del>18:00</del> 21:00	
Fri	08:00	<del>18:00</del> 21:00	
Sat	08:00	<del>18:00</del> 21:00	
Sun			

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

<p>a) General – all four licensing objectives (b, c, d, e) (Please read guidance note 9)</p>
<p>INSTALL CCTV ✓                  WORK CLOSELY WITH THE POLICE (LOCAL COMMUNITY OFFICERS)                  WILL NOT SERVE ANYONE WHO APPEARS TO BE INTOXICATED                  ANYONE WHO HAS CAUSED TROUBLE ONCE WILL ALWAYS BE                  REFUSED THE SALE OF ALCOHOL.                  NO I.D NO SALE                  ALWAYS HAVE TWO MEMBERS OF STAFF PRESENT.</p>
<p>b) The prevention of crime and disorder</p>
<p>INSTALL CCTV ✓                  WORK CLOSELY WITH THE POLICE (LOCAL                  COMMUNITY OFFICERS)</p>
<p>c) Public safety</p>
<p>WILL NOT SERVE ANYONE WHO APPEARS                  TO BE INTOXICATED.</p>
<p>d) The prevention of public nuisance</p>
<p>ANYONE WHO HAS CAUSED TROUBLE ONCE, WILL                  ALWAYS BE REFUSED THE <del>SALE</del> SALE OF                  ALCOHOL NEX TIME. ✓</p>
<p>e) The protection of children from harm</p>
<p>NO I.D NO SALE ✓                  ALWAYS HAVE TWO MEMBERS OF STAFF                  PRESENT.</p>



CHECKLIST:	please tick ✓
I have made or enclosed payment of the fee	✓
I have enclosed the plan of the premises	✓
I have sent copies of this application and plan to the responsible authorities and others where applicable	✓
I have completed and enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable	✓
I understand that I must now advertise my application	✓
I understand that if I do not comply with the above requirements my application will be rejected	✓

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

**Part 4 - Signatures** (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorized agent. (Please read guidance note 11) If signing on behalf of the applicant please state in what capacity.

Signature 1. Pongel Date 25/7/2012

Capacity \_\_\_\_\_

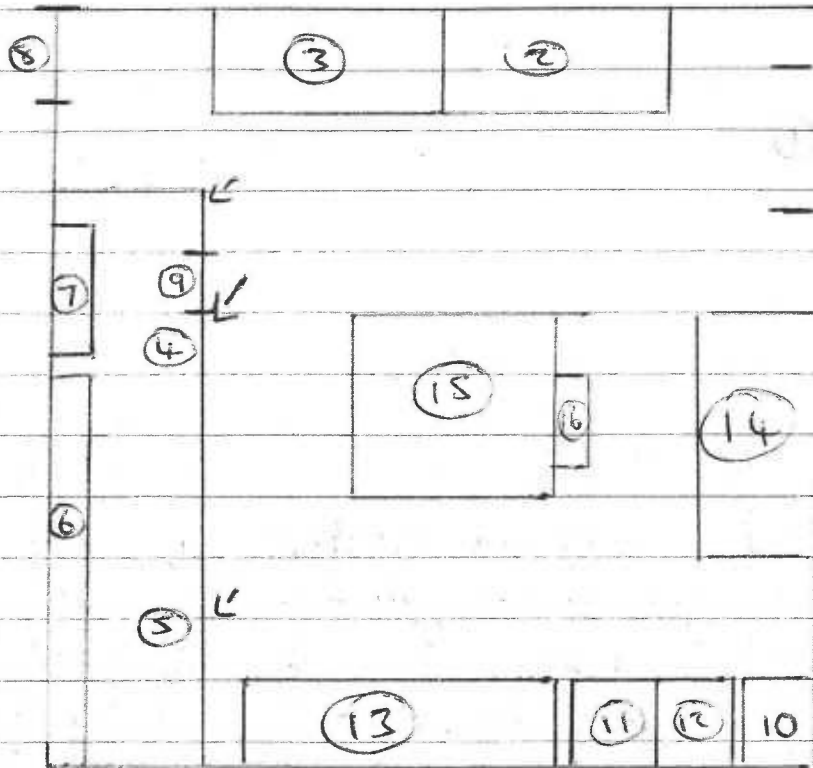
For joint applications signature of 2<sup>nd</sup> applicant, 2<sup>nd</sup> applicant's solicitor or other authorised agent. (Please read guidance note 12)

If signing on behalf of the applicant please state in what capacity.

Contact name (where not previously given) and postal address for correspondence associated with this application. (Please read guidance note 13)	
MOHAMMED RAWGAT FLEWCHWOOD	
Post town <u>PRESTON</u>	Post code <u>PR1 3QR</u>
Telephone number (if any) <u>07912600572</u>	
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	

PLANS OF PREMISES

1:100



- ① DOOR/EXIT/ENTRANCE
- \* ② NEWSPAPER/MAGAZINE STAND
- \* ③ ALCOHOL FRIDGE AND SHELVES TO STORE ALCOHOL
- ④ COUNTER AREA
- ⑤ LOTTO MACHINE
- \* ⑥ TOBACCO GANTREY
- ⑦ ALCOHOL ON SHELVES BEHIND TILL.
- ⑧ FIRE EXIT DOOR
- ⑨ SHOP TILL
- ⑩ PHOTOCOPY MACHINE
- ⑪ SOFT DRINKS FRIDGE
- ⑫ SOFT DRINKS FRIDGE
- \* ⑬ CONFECTIONARY STAND
- ⑭ BIRTHDAY CARDS
- \* ⑮ TOILET ROLLS, CEREAL BARS, SUGAR, COFFEE
- ⑯ LOTTO STAND.

\* MEANS - STAND IS FIXED TO THE WALL/FLOOR

⑰ THE COUNTER IS SLIGHTLY LIFTED BY 4 INCHES - YOU ONLY HAVE ACCESS IF YOU PUSH THE MINI DOOR.

LICENSING ACT 2003  
Section 37(3)

**Consent of individual to being specified as premises supervisor**

I [full name of prospective premises supervisor] **MOHAMMED RANGAT**  
(Mr) / Mrs / Ms / Miss / Other please state

Of [home address of prospective premises supervisor]  
**9 ARNO STREET  
PRESTON, PR1 3QR (PR1 3QR)**

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

[type of application] **OFF - LICENCE**

by [name of applicant] **MOHAMMED RANGAT**

relating to a premises licence`

[number of existing licence, if any] and expiry date

for [name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

[name of applicant]

concerning the supply of alcohol at

[name and address of premises to which application relates]  
~~SUPANBWS~~ **SUPANBWS  
9 CHAPEL STREET, CHORLEY  
PR7 1BN**

I also confirm that I ~~am applying for~~, intend to apply for ~~or currently hold a~~ personal licence, details of which I set out below.

<p>Personal licence number [insert personal licence number, if any]</p> <p>Personal licence issuing authority</p> <p>[insert name and address and telephone number of personal licence issuing authority, if any]</p>
---

Signed           M. Gangat          

Name (please print)           MOHAMMED GANGAT          

Date           25/7/2012

## Lancashire Constabulary

Licensing Unit, Police Station, St Thomas's Road, Chorley, PR7 1DR

Tel: 01257 246215

Fax: 01257 246217

e-mail: southern-licensing@lancashire.pnn.police.uk



**Lancashire  
Constabulary**

police and communities together

Licensing Officer  
Chorley Borough Council  
Council Offices  
Union Street  
Chorley  
PR5 1DH

17<sup>th</sup> August 2012

Dear Sir

**RE: APPLICATION FOR NEW PREMISES LICENCE – SUPANEWS, 9 CHAPEL STREET, CHORLEY.**

Lancashire Constabulary is in receipt of an application for a new premises licence to authorise the sale by retail of alcohol from the above premises. The applicant is a Mohammed Gangat who is also listed as the proposed Designated Premises Supervisor.

With regards this application the police feel the granting of the licence would undermine the prevention of crime and protection of children from harm licensing objectives.

The grounds for this representation are outlined below;

Mr Gangat was visited at the premises on Thursday 16<sup>th</sup> August 2012 to discuss his application. It was clear from speaking to the applicant that he has a very casual approach to his responsibilities in relation to the sale of alcohol and did not appear to acknowledge nor accept the retail of alcohol was a serious responsibility. This can be evidenced by the fact that the applicant has not yet undertaken the personal licence course, which would have given him the requisite knowledge.

The concerns above were reinforced, when as a tobacco retailer, the applicant was unable to demonstrate he had any of the basic policies or procedures in place to prevent the sale of tobacco to persons underage.

The consequences of this manifested themselves when, whilst in the presence of the officers, the applicant made a sale of tobacco to a male customer who in the officer's opinion looked under age. The applicant did not challenge the male however the officers did and it was discovered he was in fact 17 years old and as such the applicant committed a criminal offence.

It is also understood that the applicant has in the past requested police officers refrain from entering his shop in uniform as it puts his customers off.

As stated above the applicant has not undertaken the personal licence course so is ineligible to be the Designated Premises Supervisor. The police also feel the information above provides exceptional circumstances for them to object to the applicant being the Designated Premises Supervisor as they believe this would also undermine the crime prevention objective.

Yours faithfully

A handwritten signature in black ink, consisting of several overlapping loops and a horizontal line at the end.

Police Sergeant 1506

(Licensing)

# Statement of Licensing Policy

## Sections relevant to application

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### 6. CRIME AND DISORDER

- 6.1 Licensed premises, especially those offering late night entertainment, alcohol and refreshment can be a source of crime and disorder problems.
- 6.2 The Council is committed to reducing crime and disorder across the Borough through its statutory duty under the Crime and Disorder Act 1998 and the Community Safety Strategy. Statistics from the Community Safety Partnership regarding Crime and Disorder in the Licensing Authority area are given in Appendix 4.
- 6.3 The Community Safety Partnership will regularly monitor and review crime statistics within the Borough and their association with alcohol and provide reports to the Licensing Authority where appropriate. The Licensing Authority will give due consideration to any submissions made concerning the impact on crime and disorder of alcohol related problems. The Council may review this Policy where it considers it appropriate to do so.
- 6.4 The Council will have particular regard to the likely impact on licensing of related crime and disorder in the Borough particularly when considering the location, impact and the operation and management of all proposed licensed premises and applications for variations.
- 6.5 The promotion of the crime and disorder licensing objective, places a responsibility on licence holders to try and achieve this objective. Applicants will therefore be required to address, in their operating schedules, where appropriate, those measures that have been identified and will be implemented and/ or maintained to reduce or prevent crime and disorder in the vicinity of their premises. The Licensing Authority considers that best practice will be exemplified by the night safe initiative and would recommend that licence holders join this initiative.
- 6.6 Where relevant representations are received on the crime and disorder objective, the Licensing Authority may have regard to the following where relevant: (though this is not an exhaustive list):
- crime prevention measures
  - physical security features installed in the premises, (this may include CCTV both inside and outside the premises, where alcohol is stored in relation to off licences, the use of toughened drinking glasses).
  - weapon detection and search facilities.
  - procedures for risk assessing promotions and events such as 'happy hours', drinks promotions, for the potential to cause crime and disorder, and the plans to minimising such risks.
  - adoption of best practice guidance in relation to safer clubbing guide
  - measures to prevent the use or supply of illegal drugs including search and entry policies
  - employment of licensed door supervisors
  - participation in other appropriate schemes e.g. pub watch scheme

- measures to be taken for the prevention of violence or disorder.
- 6.7 The Licensing Authority where relevant representations are made, will consider attaching conditions to deter and prevent crime and disorder, if appropriate and necessary and these may include conditions from the model pool of conditions at Appendix 3. Certain premises may be required to install CCTV system to an evidential standard should the Council be satisfied it is necessary and /or appropriate to meet the licensing objectives.
- 6.8 The Council reserves its right to use its powers to designate areas where alcohol may not be consumed in a public place to meet the Public Safety and Crime and Disorder objectives.
- 6.9 Lancashire Constabulary operate a Best Bar None accreditation scheme. This promotes the development and operation of well-managed night time venues and incorporates multiagency inspections. The licensing authority recognises the benefits of accreditation and encourages premises to apply.
- 6.10 It is advisable that licensed premises have procedures in place for risk assessing drinks promotions and events such as 'happy hours' on the basis of preventing crime and disorder.

## **10. PROTECTION OF CHILDREN FROM HARM**

- 10.1 The policy does not seek to prevent or limit the access of children to licensed premises unless it is necessary for the prevention of physical, moral or psychological harm to them. The Licensing Authority is committed to protecting children from harm and activities associated with premises that sell alcohol or provide regulated entertainment, may in certain circumstances, give rise to concerns for the health and welfare of children. For the purpose of this Policy, a 'child' is defined as any person who is under the age of 16
- 10.2 The Licensing Authority will not impose any conditions that specifically require access of children to premises and where no limitation is imposed this should remain a matter for the individual licence holder or club premises certificate holder. The Licensing Authority will consider the individual merits of each application. However, the Licensing Authority will have particular concern in respect of children:
- where there have been convictions of the current management for serving alcohol to minors or those where there is a reputation of under-age drinking.
  - where there is reputation of drug taking or dealing.
  - where there is a strong element of gambling on the premises.(but not for example, the simple presence of a small number of cash prize gaming machines)
  - where entertainment of an adult or sexual nature is provided (see paragraph 29 for additional information).
  - where the supply of alcohol is the exclusive or primary purpose of the services provided at the premises.
- 10.3 The Licensing Authority, in such circumstances as outlined above, may consider it necessary to impose a complete prohibition; it is envisaged that this would be rarely



imposed. The Licensing Authority would normally be likely to impose requirements such as:

- limitations on the hours when children may be present.
- age limitations for persons under 18
- limitations or exclusions when certain activities are taking place
- requirements for accompanying adults
- limitations of access to certain parts of the premises when particular licensable activities are taking place
- provision of suitable signage
- such other conditions or restrictions as may be necessary to achieve the licensing objectives.

10.4 Licensees are not to provide alcohol except as provided for by the Act. The Council expects applicants to consider child access in their operating schedules and volunteer appropriate conditions where relevant. The Council recommends that the following documents should be used as evidence of age:

- Passport
- Photo Card Driving licence issued in the European Union
- Proof of Age Scheme Card and schemes which carry the Proof of Age Standard Scheme logo
- Citizen Card supported by the Home Office
- Official ID Card issued by HM Forces or a European Union Country bearing a photograph and date of birth of the holder.

10.5 It is best practice for all staff to receive training on how to refuse under age sales of alcohol.

10.6 The Licensing Authority requires applicants to consider, where relevant, those factors that impact on the protection of children objective, and identify where necessary and appropriate, suitable measures to promote this objective. Applicants may wish to consider, where appropriate:

- arrangements to prevent children acquiring or consuming alcohol including reducing the risk of proxy sales of alcohol to adults for the consumption by children
- arrangements to prevent children being exposed to drugs, drug taking, or drug dealing
- arrangements to prevent children being exposed to gambling, or activities of an adult or sexual nature
- steps to be taken to prevent children being exposed to violence or disorder
- arrangements for training staff in relation to the protection of children
- steps to be taken to prevent children purchasing cigarettes from vending machines and preventing access to Amusement with Prize Machines (except in accordance with the Gaming Legislation).

10.7 Applicants may volunteer prohibitions and restrictions on their Operating Schedules as a result of their own risk assessments determining that the presence of children is undesirable or inappropriate. Where no relevant representations are made to the Licensing Authority these volunteered prohibitions and restrictions will become conditions attached to the licence or certificate. The Licensing Authority may impose conditions where relevant representations are made if it considers it necessary and/or appropriate including those drawn from the Model Pool of Conditions shown at in Appendix 3.

- 10.8 The Licensing Authority will also expect applicants, where relevant, to consider how they intend to provide for the supervision of children as unaccompanied customers and as performers providing regulated entertainment. Licence holders should give consideration to the welfare of children as performers in such cases. As a minimum requirement the Licensing Authority will require an adult to be nominated to be responsible for such child performers.
- 10.9 Where large numbers of unaccompanied children are to be present e.g. children's show or pantomime, conditions may be imposed, where relevant representations are received, requiring the presence of an appropriate number of adult staff to ensure public safety and protection of children from harm. The Licensing Authority requires applicants to address those matters in their operating schedules. See paragraph 12.1 for further guidance.
- 10.10 The Licensing Authority recognises Lancashire County Council Social Services Department or a future body with the relevant legislative functions of a social services department as being competent to advise on matters relating to the protection of children from harm.

## **26. DESIGNATED PREMISES SUPERVISORS**

- 26.1 The main purpose of the designated premises supervisor is to ensure that there is one specified individual, who can be readily identified at the premises where a premises licence is in force. The premises licence holder would normally have given that person the day to day responsibility for running the premises.
- 26.2 Lancashire Police are able to object to the designation of a new designated premises supervisor where, in exceptional circumstances, they believe the appointment would undermine the Crime Prevention objective as set out in the Act.
- 26.3 Where the police do object, the Licensing Authority will hold a hearing as required by the Act. The Act provides that the applicant may apply for the individual to take his post up immediately and in such cases, the issue will be whether the individual should be removed. The Licensing Authority will confine their consideration to the issue of crime and disorder and give comprehensive reasons for their decision.
- 26.4 Where a designated premises supervisor is to be newly specified, the normal course of action will be for the premises licence holder to apply to the Licensing Authority (including an application for immediate effect). This should be accompanied by a form of consent by the individual concerned and, Lancashire Police must be notified of the application.