

LICENSING SUB-COMMITTEE

AGENDA

Meeting to be held on Thursday, 7th May, 2020 at 10:00a.m.

This meeting will be held remotely. Joining details will be emailed to all participants.

The meeting will be livestreamed for the public to view on the Council's YouTube channel, 'sunderlandgov' at :-
<https://www.youtube.com/user/sunderlandgov>

ITEM		PAGE
1.	Receipt of Declarations of Interest (if any)	
2.	Apologies for Absence	
3.	Licensing Act 2003 – Consideration of an Application for the Grant of a Premises Licence – Jopling Stores, Jopling House, John Street, Sunderland, SR1 1DP Report of the Director of Neighbourhoods (copy herewith).	1

E. WAUGH,
Assistant Director of Law & Governance.

Civic Centre,
SUNDERLAND.

29th April, 2020

REPORT OF THE DIRECTOR OF NEIGHBOURHOODS

LICENSING SUB-COMMITTEE – 7 MAY 2020

LICENSING ACT 2003 – CONSIDERATION OF AN APPLICATION FOR THE GRANT OF A PREMISES LICENCE

**JOPLING STORES, JOPLING HOUSE, JOHN STREET,
SUNDERLAND SR1 1DP**

LADYKIRK INVESTMENTS LIMITED

1.0 PURPOSE OF REPORT

- 1.1 To consider an application to grant a premises licence in respect of the above-mentioned premises.
- 1.2 This matter had been scheduled to be considered by the Sub-Committee on 20 April 2020. Such meeting was cancelled due to operational problems encountered because of the Coronavirus Pandemic.

2.0 DESCRIPTION OF DECISION

- 2.1 When determining the application, the Sub-Committee is requested to have regard to the representations referred to in paragraph 4.0 below and to take such steps as they consider appropriate for the promotion of the licensing objectives. The steps may be: -
 - a) to grant the application subject to the operating schedule modified to such extent as the Sub-Committee considers necessary for the promotion of the licensing objectives, and subject to the relevant mandatory conditions;
 - b) to exclude from the scope of the licence any of the licensable activities to which the application relates;
 - c) to refuse to specify a person in the licence as the premises supervisor;
 - d) to reject the application.

3.0 INTRODUCTION/BACKGROUND

- 3.1 Members are reminded that as part of its Statement of Licensing Policy (Addendum Note to Section 7), in September 2018 the Council resolved to publish a cumulative impact assessment which indicates that “we consider that the numbers of relevant authorisations in respect of premises in certain parts of the City are such that it is likely that it would be inconsistent with our duty to carry out our functions under the Act (Licensing Act 2003) with a view to promoting the licensing objectives to grant any further relevant authorisations for the sale of alcohol in those areas.”
- 3.2 The Cumulative Impact Assessment (CIA) relates to 7 areas of the City, including the City Centre and East End (parts of Hendon, Millfield and St Michael’s wards). The premises to which this application relates are located within this area.
- 3.3 The Statement of Licensing Policy states that “these areas have been identified because evidence shows that the cumulative impact of the number and

concentration of licensed premises in these areas adversely affects the promotion of the following licensing objectives:

- The prevention of crime and disorder;
- The prevention of public nuisance; and
- The protection of children from harm”

- 3.4 The CIA does not relieve responsible authorities (and any other persons) of the need to make a relevant representation, before the Council may lawfully refuse an application.
- 3.5 The CIA also states that “the Council will consider properly the circumstances of all applications in respect of where relevant representations are received. Those applications which are considered to be unlikely to add to the existing cumulative impact upon the licensing objectives may be granted.”
- 3.6 The CIA further states that “the Council intends that the City Centre should remain as an area where it would encourage business to set up. The Council recognises that a dynamic trading environment will feature applications for new licences. The Council considers that the operation of well-run, high quality licensed premises should not have an impact upon the licensing objectives. The Council, therefore, would welcome the submission of applications for new licences by businesses whose operations would significantly enhance the economic vitality of the City Centre.”
- 3.7 With regard to the effect of CIAs, the statutory guidance issued under the Licensing Act at Paragraph 14.41 states “Anyone making a representation may base it on evidence published in the CIA, or the fact that a CIA has been published. It remains incumbent on all responsible authorities and other persons to ensure that their representations can withstand the scrutiny to which they would be subject at a hearing. As with all licensing applications under the 2003 Act, if there are no representations, the licensing authority must grant the application in terms that are consistent with the operating schedule submitted.”
- 3.8 At Paragraph 14.44, the statutory guidance states “A CIA should never be absolute. Statements of licensing policy should always allow for the circumstances of each application to be considered properly and for applications that are unlikely to add to the cumulative impact on the licensing objectives to be granted.”
- 3.9 A copy of the application form and premises plan are attached at Appendix 1. The business operates as a Premier Convenience Store and has been trading selling non-alcohol products since early February 2020. Plans showing the location of the premises along with the surrounding area of the City Centre are shown at Appendix 2. The proposed licensable activity is for the sale by retail of alcohol for consumption off the premises on the following days and times:
- Mondays to Saturdays – 10.00 to 20.00
Sundays – 10.00 to 17.00
- 3.10 Prior to submission of the application, the applicant’s solicitors, Sintons Solicitors approached Northumbria Police and the Council’s Licensing Service to discuss the

merits of their proposals having regard for the position that the premises are located within the City Centre cumulative impact area. The application for a premises licence was subsequently made following these consultations, which also took account of the views of the Council's Public Health Service. The conditions proposed by the applicant, as contained within the operating schedule of the application form shown at Appendix 1, were prepared in prior consultation with the Police.

- 3.11 Despite the fact that the premises are located within the City Centre cumulative impact area, Northumbria Police are satisfied that the granting of the application, subject to the hours of opening for the sale of alcohol and the specific conditions proposed by the applicant, should not have an adverse impact on the licensing objectives. Accordingly, the Police have raised no objections to the grant of a premises licence on the terms proposed. Also, there are no objections to the grant of a licence from any of the other responsible authorities.
- 3.12 However, relevant representations have been received in relation to the application which are detailed at section 4.0 below.

4.0 CURRENT POSITION

- 4.1 Representations have been made in objection to the application in the form of two petitions that have been received. Copies of these submissions with the persons' names and other details redacted are attached at Appendix 3. In their representations, the objectors have raised concerns regarding crime and anti-social behaviour arising in the area of the premises proposed to be licensed. The first petition appears to have been signed by 23 people although they have not entered their full addresses and only postcodes have been provided. The second petition has been signed by 15 people who appear to be associated with certain other businesses currently operating within the vicinity of the Jopling Premier Convenience Store. However, at the time of preparation of this report, two of these signatories had confirmed that they have withdrawn their representations.
- 4.2 The applicant and their solicitor have been provided with copies of the representations and have been invited to participate in the hearing. The applicant has submitted a petition signed by 59 people expressing their support for the application, along with some photographs of the interior of the Premier Convenience Store. Copies of these submissions with the persons' names and addresses redacted from the petitions are attached at Appendix 4.
- 4.3 Where it has been possible to contact objectors, these persons have also been invited to participate in the hearing.

5.0 REASONS FOR THE DECISION

- 5.1 To determine the application as requested by section 18(3) of the Licensing Act 2003.

ALTERNATIVE OPTIONS

- 6.1 None submitted.

6.0 RELEVANT CONSIDERATIONS/CONSULTATIONS

7.1 There are no other considerations that require the attention of the Sub-Committee.

7.0 GLOSSARY

8.1 No acronyms or abbreviations have been used in this report.

9.0 LIST OF APPENDICES

Appendix 1 – Application form and plan of premises

Appendix 2 – Location plans

Appendix 3 - Copies of redacted objectors' petitions with names and other details of signatories removed.

Appendix 4 - Copies of redacted applicant's petitions with names and addresses of signatories redacted along with photographs of interior of premises proposed for licensing

10.0 BACKGROUND PAPERS

10.1 Statement of Licensing Policy and Cumulative Impact Assessment.

10.2 Secretary of State's guidance issued under Section 182 of the Licensing Act 2003.

Appendix 1

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.

I/We LADYKIRK INVESTMENTS LTD

(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			
JOPLING STORES JOPLING HOUSE JOHN STREET			
Post town	SUNDERLAND	Postcode	SR1 1DP

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£0

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
- i as a limited company/limited liability partnership please complete section (B)
 - ii as a partnership (other than limited liability) 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)

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- 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 (by ticking yes to one box below):

- 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		
Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes			
Nationality					
Current residential address if different from premises address					
Post town			Postcode		
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

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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		
Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes			
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential 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 LADYKIRK INVESTMENTS LIMITED
Address TECHNOLOGY COURT BRADBURY ROAD NEWTON AYCLIFFE CO DURHAM DL5 6DA
Registered number (where applicable) 12106307

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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
1	50	3 2 0 2 0

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 OPERATING OVER GROUND FLOOR LEVEL IN COMMERCIAL AREA OF THE CITY CENTRE.

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all 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)

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- 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)

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

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Wed					
Thur			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 6)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 5)
Tue			
Wed			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 6)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)		
Tue					
			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 6)		
Wed					
Thur					
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 5)		
Wed					
Thur			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 6)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Wed					
Thur			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 6)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the performance of dance (please read guidance note 5)		
Wed					
Thur			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 6)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
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 5)		
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</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Wed					
Thur			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 6)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) N/A		
Mon	1000	2000			
Tue	1000	2000			
Wed	1000	2000			
Thur	1000	2000			
Fri	1000	2000			
Sat	1000	2000			
Sun	1000	1700			
			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 6) N/A		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name SEEMA JAGOTA
Date of birth ([REDACTED])
Address [REDACTED]
Postcode [REDACTED]
Personal licence number (if known) TO BE CONFIRMED
Issuing licensing authority (if known) TO BE CONFIRMED

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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 9).
 NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5) N/A
Day	Start	Finish	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 6) N/A
Mon	0000	2400	
Tue	0000	2400	
Wed	0000	2400	
Thur	0000	2400	
Fri	0000	2400	
Sat	0000	2400	
Sun	0000	2400	

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 10)

AS SET OUT IN THE OPERATING SCHEDULE SUBMITTED WITH THE APPLICATION.

b) The prevention of crime and disorder

AS SET OUT IN THE OPERATING SCHEDULE SUBMITTED WITH THE APPLICATION.

c) Public safety

AS SET OUT IN THE OPERATING SCHEDULE SUBMITTED WITH THE APPLICATION.

d) The prevention of public nuisance

AS SET OUT IN THE OPERATING SCHEDULE SUBMITTED WITH THE APPLICATION.

e) The protection of children from harm

AS SET OUT IN THE OPERATING SCHEDULE SUBMITTED WITH THE APPLICATION.

Checklist:

Please tick to indicate agreement

- 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 the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated 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.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).


IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or
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	her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	19 th February 2020
Capacity	SOLICITOR AND AGENT FOR THE APPLICANT

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) SARAH SMITH SINTONS THE CUBE BARRACK ROAD			
Post town	NEWCASTLE UPON TYNE	Postcode	NE4 6DB
Telephone number (if any)	0191 226 4897		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) Sarah.smith@sintons.co.uk			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and

**JOPLING STORES, JOPLING HOUSE, JOHN STREET, SUNDERLAND SR1 1DP
OPERATING SCHEDULE**

1. The Premises Licence Holder and Designated Premises Supervisor shall ensure that at all times when premises are open for any licensable activity, there are sufficient, competent staff on duty at the premises for the purpose of fulfilling the terms and conditions of the Licence and for preventing crime and disorder.
2. A CCTV system shall be designed, installed and maintained in proper working order, to the satisfaction of the Licensing Authority and in consultation with Northumbria Police. Such a system shall:-
 - a) be operated by properly trained staff;
 - b) be in operation at all times that the premises are open to the public;
 - c) ensure coverage of all entrances and exits to the licensed premises internally and externally;
 - d) ensure coverage of such other areas as may be required by the Licensing Authority and Northumbria Police;
 - e) provide continuous recording facilities for each camera to a good standard of clarity. Such recordings shall be retained on paper or otherwise may be put on tape or otherwise (for a period of 28 days) and shall be supplied to the Licensing Authority or Police Officer on request.
3. There shall be displayed suitably worded signage of sufficient size and clarity at the point of entry to the premises and in a suitable location at any points of sale advising customers that underage sales of alcohol are illegal and that they may be asked to produce evidence of age.
4. A 'Challenge 25' policy shall be implemented and maintained, including staff training to prevent underage sales, and ensuring that all members of staff at the premises shall seek credible photographic proof of age evidence from any person who appears to be under the age of 25 and who is seeking to purchase age restricted products and shall refuse to sell such products to anyone who appears to be under the age of 25 unless that person provides credible photographic proof of age evidence. Such credible evidence, which shall include a photograph of the customer, will either be a passport, photographic driving licence, or Proof of Age card carrying a 'PASS' logo.
5. A refusal register shall be maintained and shall be made available upon request, the refusals to be supported by CCTV cameras.
6. The premises will operate a till prompt system (EPOS) which will be run in accordance with Challenge 25. The system shall be in operation at all times the premises are open to the public.
7. Staff shall refuse to sell age restricted products to any adult who they suspect to be passing age restricted products to those underage (i.e. proxy sales). Details of these refusals shall be recorded, and records kept on the premises.
8. The premises licence holder and designated premises supervisor shall cooperate with any crime prevention initiatives which are promoted by the Licensing Authority or Northumbria Police.

9. All staff engaged, or to be engaged, in the sale of alcohol on the premises shall receive the following training in age restricted sales:-
 - a) induction training which must be completed and documented prior to the sale of alcohol by the staff member (such training to include the prevention of underage sales, proxy purchasing, sales to drunks, conflict resolution, the Challenge 25 Policy and correct form of ID);
 - b) refresher/re-enforcement training at intervals of no more than 6 months.
10. Training manuals and all staff documented training records will be kept at the premises available for inspection by an appropriate Local Authority Officer or Police Officer on request.
11. At any time when the premises are open to the public, and licensed to sell alcohol, there will be a personal licence holder on the premises.
12. An SIA registered door supervisor will be employed, and on duty at the premises, at all times that the premises are open to the public and licensed to sell alcohol.
13. Alcohol shall only be displayed in the areas designated and indicated by green hatching on the plan annexed to this licence.
14. There shall be no sale of single cans of beer, lager, cider or perry from the premises.
15. The premises licence holder shall not sell beer, lager or cider with an ABV of more than 5.5 %. The aforementioned restriction shall not apply to premium products such as craft or speciality beer, lager or cider in which case products falling within this definition may be sold with an ABV of above 5.5%. A list of premium products will be agreed in writing between the premises licence holder and the Police in advance.
16. The licence holder shall consider any request from Northumbria Police to withdraw any brand of alcohol drinks or size of bottle of alcohol. Such request must only be made by the police acting reasonably and based on proper evidence that the sale of such products is detrimental to licensing objectives. The request may only be made by an officer having the rank of Chief Inspector or higher.
17. No persons carrying open vessels of alcohol shall be served at any time and such persons will be asked to leave the premises immediately.
18. If the general public congregating outside the premises are causing anti-social behaviour, the management shall request that they leave, and if the problem persists the Police shall be called to support.
19. Any customer will be banned from the premises if they are identified as attempting to purchase alcohol on behalf of persons under 18 and persons who are already prohibited from entering the store.
20. The premises will train its staff on how to identify, deal with and refuse service of alcohol and solvents (sniffable products) to street drinkers. Such training will be documented and include:
 - a) what to look for in identifying street drinkers
 - b) identifying known street drinkers and associates using intelligence kept and collected at the premises and in association with partner agencies
 - c) the law

- d) how to refuse a sale
 - e) conflict situations and management support, and
 - f) a scenario based questionnaire
21. The premises will operate and retain a record of persons banned from purchasing alcohol from the premises, which will form part of staff training and shall include those persons considered to be street drinkers or known associates. Such information shall be supplied from partner agencies and through the store's own records, including CCTV and staff knowledge.

Drawn By Sam Fenton

STORE LAYOUT STATUS:

Proposed Layout V2

ADDRESS:

Joplings Premier
Sunderland

DATE:

0511/2019

VERSION:

V2

Approx Square Footage

2445 SQFT

NOTES:

JS I

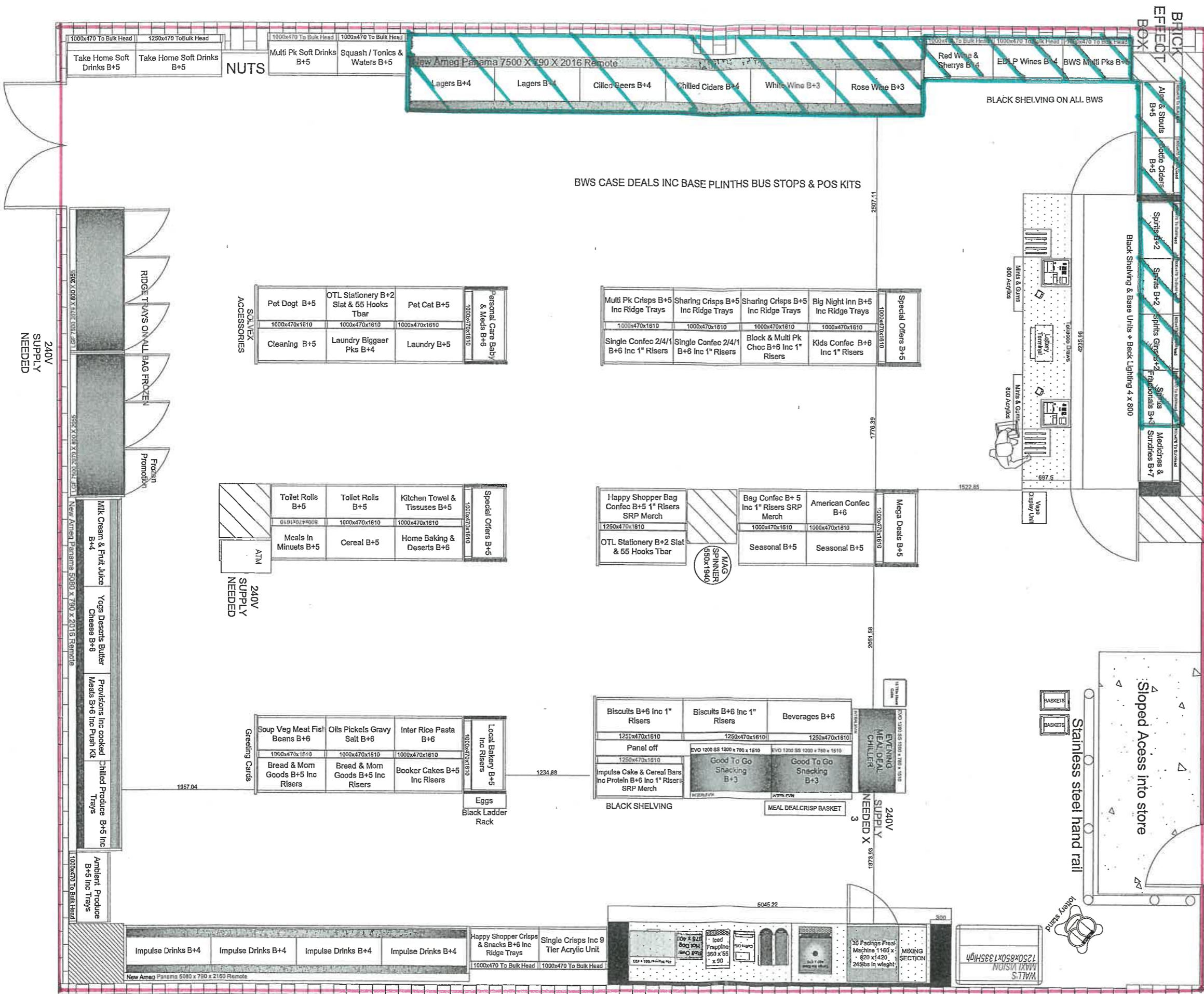
BOOKER WHOLESALE

This drawing is for illustrative purposes ONLY.

All dimensions should be checked by a qualified Shop Fitter prior to any investment being undertaken.

All investments made & compliance with building & licensing regulations are the sole responsibility of the Retailer

2442sqft



REAL & TANGO SANIFLOW
ICE BLAST SYSTEM
SECTION 1320h REQUIERD
NEEDED

□ LICENSED AREA

Appendix 2

Google Maps Joplings



Joplings

3.3 ★★★★★ (4)

Permanently closed

Appendix 3

Objection for alcohol licence for Premier Convenience Store, Jobling House, John Street, Sunderland, SR1 1DP

We would like to object to The Premier Store of the above address obtaining an alcohol licence due to the following reasons:

The Town Centre, especially around this vicinity has seen an increase in anti-social behaviour. Only recently there was a serious incident where a member of the public ran into the barbers shop just around the corner to this new store with a knife. The official figure may not suggest this, however as business owners we are faced with these problems on a daily basis. Many times incidents have been reported to the Police, The Bid and the Community Officers but unfortunately nothing is done so we feel it is a waste of time reporting these issues as I do not have the time or energy to go through the process and being told the case is closed, or hanging on the phone trying to get through to 111 for over 30 minutes.

Staff have been threatened by people under the influence of alcohol many times and recently was told to walk away before he smashes a bottle over her head. Again this was reported to the community Officers but not heard anything. Many of these issues have been reported to the Bid.

People have witnessed attacks both provoked and unprovoked due to people being intoxicated. After 4pm there are a number of youths in the area again intoxicated and very vulnerable. Walking through the town centre after 5pm is very intimidating where people have witnessed many drunken people walking the streets, fighting, urinating, being sick and littering the streets. Tax payer should not have to pay for the streets to be cleaned due to drunken behaviour.

Many young vulnerable females walk through the town after work and they have to walk past these drunken people not feeling safe.

Anti-social behaviour is on the increase in the town centre due to the lack of police presence, due to cuts in central government funding cuts. Drunken behaviour and assaults are being witnessed by business owners, residents and shoppers and this is discouraging people visiting the city centre. This also leads to drug taking, increased litter, shop lifting, muggings and further pressure on the police and ambulance services.

We have outlined above the principle reasons for our objections to the granting of an alcohol licence and in support of these objections I have included the names and addresses of like-minded residents and shopper in the attached petition.

I strongly recommend to take these views and objections into consideration before you reach your decision and listen to the concerned people of Sunderland.

Please help us to help Sunderland town centre be a safe place for shoppers, residents and business owners.

Thank you for taking the time to read this.



Yours sincerely

Name

Address

Signature

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Thank you for taking the time to read this.


Yours sincerely


Name

Address

Signature

Appendix 4

Jopling's premier store

I hereby sign this petition as I shop in this store on a regular basis and would prefer to buy my wines and spirits (off licence) from here too. There is nowhere that offers a good selection in the city centre with good affordable prices especially when the Bridges is closed. I shop here for my groceries on a day to day basis.

Name	Address	Signature
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Jooling's premier store

I hereby sign this petition as I shop in this store on a regular basis and would prefer to buy my wines and spirits (off licence) from here too. There is nowhere that offers a good selection in the city centre with good affordable prices especially when the Bridges is closed. I shop here for my groceries on a day to day basis.

Name	Address	Signature
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