

Licensing Sub-Committee

Monday 14 December 2020 at 2.00 pm

To be held as an online video conference

The Press and Public are Welcome to Attend

Membership

**Councillors Karen McGowan (Chair), Roger Davison and Cliff Woodcraft
Sioned-Mair Richards (Reserve)**

PUBLIC ACCESS TO THE MEETING

The Licensing Committee carries out a statutory licensing role, including licensing for taxis and public entertainment.

As a lot of the work of this Committee deals with individual cases, some meetings may not be open to members of the public.

Recording is allowed at Licensing Committee meetings under the direction of the Chair of the meeting. Please see the website or contact Democratic Services for details of the Council's protocol on audio/visual recording and photography at council meetings.

A copy of the agenda and reports is available on the Council's website at www.sheffield.gov.uk. You can also see the reports to be discussed at the meeting if you call at the First Point Reception, Town Hall, Pinstone Street entrance. The Reception is open between 9.00 am and 5.00 pm, Monday to Thursday and between 9.00 am and 4.45 pm. on Friday.

You may not be allowed to see some reports because they contain confidential information. These items are usually marked * on the agenda.

If you require any further information please contact John Turner on 0114 273 4122 or email john.turner@sheffield.gov.uk

FACILITIES

There are public toilets available, with wheelchair access, on the ground floor of the Town Hall. Induction loop facilities are available in meeting rooms.

Access for people with mobility difficulties can be obtained through the ramp on the side to the main Town Hall entrance.

**LICENSING SUB-COMMITTEE AGENDA
14 DECEMBER 2020**

Order of Business

- 1. Welcome and Housekeeping Arrangements**
- 2. Apologies for Absence**
- 3. Exclusion of Public and Press**
To identify items where resolutions may be moved to exclude the press and public
- 4. Declarations of Interest**
Members to declare any interests they have in the business to be considered at the meeting
- 5. Licensing Act 2003 - Traxx Market, Market Place, Chapeltown, Sheffield S35 2UU**
Report of the Chief Licensing Officer

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ADVICE TO MEMBERS ON DECLARING INTERESTS AT MEETINGS

If you are present at a meeting of the Council, of its executive or any committee of the executive, or of any committee, sub-committee, joint committee, or joint sub-committee of the authority, and you have a **Disclosable Pecuniary Interest (DPI)** relating to any business that will be considered at the meeting, you must not:

- participate in any discussion of the business at the meeting, or if you become aware of your Disclosable Pecuniary Interest during the meeting, participate further in any discussion of the business, or
- participate in any vote or further vote taken on the matter at the meeting.

These prohibitions apply to any form of participation, including speaking as a member of the public.

You **must**:

- leave the room (in accordance with the Members' Code of Conduct)
- make a verbal declaration of the existence and nature of any DPI at any meeting at which you are present at which an item of business which affects or relates to the subject matter of that interest is under consideration, at or before the consideration of the item of business or as soon as the interest becomes apparent.
- declare it to the meeting and notify the Council's Monitoring Officer within 28 days, if the DPI is not already registered.

If you have any of the following pecuniary interests, they are your **disclosable pecuniary interests** under the new national rules. You have a pecuniary interest if you, or your spouse or civil partner, have a pecuniary interest.

- Any employment, office, trade, profession or vocation carried on for profit or gain, which you, or your spouse or civil partner undertakes.
- Any payment or provision of any other financial benefit (other than from your council or authority) made or provided within the relevant period* in respect of any expenses incurred by you in carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.

*The relevant period is the 12 months ending on the day when you tell the Monitoring Officer about your disclosable pecuniary interests.

- Any contract which is made between you, or your spouse or your civil partner (or a body in which you, or your spouse or your civil partner, has a beneficial interest) and your council or authority –
 - under which goods or services are to be provided or works are to be executed; and
 - which has not been fully discharged.

- Any beneficial interest in land which you, or your spouse or your civil partner, have and which is within the area of your council or authority.
- Any licence (alone or jointly with others) which you, or your spouse or your civil partner, holds to occupy land in the area of your council or authority for a month or longer.
- Any tenancy where (to your knowledge) –
 - the landlord is your council or authority; and
 - the tenant is a body in which you, or your spouse or your civil partner, has a beneficial interest.
- Any beneficial interest which you, or your spouse or your civil partner has in securities of a body where -
 - (a) that body (to your knowledge) has a place of business or land in the area of your council or authority; and
 - (b) either -
 - the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or
 - if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you, or your spouse or your civil partner, has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

If you attend a meeting at which any item of business is to be considered and you are aware that you have a **personal interest** in the matter which does not amount to a DPI, you must make verbal declaration of the existence and nature of that interest at or before the consideration of the item of business or as soon as the interest becomes apparent. You should leave the room if your continued presence is incompatible with the 7 Principles of Public Life (selflessness; integrity; objectivity; accountability; openness; honesty; and leadership).

You have a personal interest where –

- a decision in relation to that business might reasonably be regarded as affecting the well-being or financial standing (including interests in land and easements over land) of you or a member of your family or a person or an organisation with whom you have a close association to a greater extent than it would affect the majority of the Council Tax payers, ratepayers or inhabitants of the ward or electoral area for which you have been elected or otherwise of the Authority's administrative area, or
- it relates to or is likely to affect any of the interests that are defined as DPIs but are in respect of a member of your family (other than a partner) or a person with whom you have a close association.

Guidance on declarations of interest, incorporating regulations published by the Government in relation to Disclosable Pecuniary Interests, has been circulated to you previously.

You should identify any potential interest you may have relating to business to be considered at the meeting. This will help you and anyone that you ask for advice to fully consider all the circumstances before deciding what action you should take.

In certain circumstances the Council may grant a **dispensation** to permit a Member to take part in the business of the Authority even if the member has a Disclosable Pecuniary Interest relating to that business.

To obtain a dispensation, you must write to the Monitoring Officer at least 48 hours before the meeting in question, explaining why a dispensation is sought and desirable, and specifying the period of time for which it is sought. The Monitoring Officer may consult with the Independent Person or the Council's Audit and Standards Committee in relation to a request for dispensation.

Further advice can be obtained from Gillian Duckworth, Director of Legal and Governance on 0114 2734018 or email gillian.duckworth@sheffield.gov.uk.

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SHEFFIELD CITY COUNCIL Licensing Sub Committee Report



Report of: Chief Licensing Officer, Head of Licensing

Date: 14th December 2020 at 2pm

Subject: Licensing Act 2003

Author of Report: Clive Stephenson

Summary: To consider an application to grant a premises licence made under the Licensing Act 2003.

Traxx Market Market Place, Chapeltown Sheffield S35 2UU

Recommendations: That Members carefully consider the representations made and take such steps, as the Sub Committee consider necessary for the promotion of the Licensing Objectives.

Background Papers: Attached documents

Category of Report: OPEN

**REPORT OF THE CHIEF LICENSING OFFICER
(HEAD OF LICENSING) TO THE LICENSING SUB COMMITTEE
LICENSING ACT 2003**

Ref No 94/20

Traxx Market, Market Place, Chapeltown Sheffield S35 2UU

1.0 PURPOSE OF REPORT

1.1 To consider an application for the grant of a premises licence made under section 17 of the Licensing Act 2003.

2.0 THE APPLICATION

2.1 The applicant is Chapelgreen Community Enterprise Limited

2.2 The application was received by the Licensing Service on the 29th September 2020 which is attached to Appendix A of this report.

3.0 REASONS FOR REFERRAL

3.1 Representations concerning the application have been received from the following:-

- 31 x Interested parties who have objected to the application – attached at Appendix B
- 8 x parties who have supported the application – attached at Appendix B1

3.2 The applicant and objectors who made written representations have been invited to attend the hearing. Copies of the front page of the notices are attached to this report labelled Appendix 'C'.

3.3 The Applicant and South Yorkshire Police have agreed conditions as set out below

1. *It is considered that for the nature of the operation door supervisors will not be required however, a risk assessment will be undertaken should unusual events takes place and if they consider it appropriate will employ the same.*
2. *Drinks may not be removed from the site in open containers save for consumption in any external area provided for that purpose.*
3. *All drinks to be consumed on site to be supplied in non-glass drinking vessels.*
4. *A Challenge 25 scheme must operate including a refusals log, signage and the maintenance of staff training records.*
5. *Staff will receive training on matters concerning underage sales and operating procedures. Records of such training will be kept and made available for inspection of the authorities.*
6. *The provision of live music shall be agreed with the Environmental Protection Service and South Yorkshire Police, 6 weeks prior to events taking place.*
7. *Amplified music shall be played at a level that does not exceed background noise levels. A designated member of staff must take a proactive approach to noise control by checking noise levels on the site boundary.*

3.4 Members are to note that the applicant has also applied for a markets licence which is dealt with separately by Sheffield City Council's Markets Department.

4.0 POLICIES TO CONSIDER

4.1 Sheffield City Council Statement of Licensing Policy.

5.0 FINANCIAL IMPLICATIONS

5.1 There are no specific financial implications arising from this application. However, additional costs may be incurred should the matter go to appeal. In such an eventuality it may not be possible to recover all these costs. The impact of these additional costs (if any) will be kept under review and may be subject of a further report during the year.

6.0 THE LEGAL POSITION

6.1 The Licensing Act 2003 at section 4 (1) requires the Licensing Authority to carry out its functions with a view to promoting the Licensing Objectives which section 4(2) sets out as:-

- a) the prevention of crime and disorder,
- b) public safety,
- c) the prevention of public nuisance,
- d) the protection of children from harm.

6.2 Section 4(3) of the Licensing Act also requires the Licensing Authority to have regard to the published statement of Licensing Policy and any guidance issued by the Secretary of State under section 182.

7.0 HEARINGS REGULATIONS

7.1 Regulations governing hearings under the Licensing Act 2003 have been made by the Secretary of State.

7.2 The Licensing Authority has provided all parties with the information required in the Regulations to the 2003 Act as set out at Appendix 'C'.

7.3 Attached at Appendix 'C' is the following: -

- a) a copy of the Notice of Hearing;
- b) the rights of a party provided in Regulations 15 and 16;
- c) the consequences if a party does not attend or is not represented at the hearing
- d) the procedure to be followed at the hearing.

8.0 APPEALS

8.1 The Licensing Act 2003 section 181 and Schedule 5 makes provision for appeals to be made by the applicant and those making representations against decisions of the Licensing Authority to the Magistrates' Court.

9.0 RECOMMENDATIONS

9.1 That Members carefully consider the representations made and take such steps as the Sub Committee consider appropriate for the promotion of the Licensing Objectives.

10.0 OPTIONS OPEN TO THE COMMITTEE

- 10.1 To grant the premises licence in the terms requested.
- 10.2 To grant the premises licence with conditions.
- 10.3 To reject the whole or part of the application.



Stephen Lonnia
Chief Licensing Officer
Head of Licensing

Date: 14th December 2020

Appendix 'A'

Application



* required information

Form errors

Some data entered into this form is invalid. Please resolve before continuing.

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

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

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Continued from previous page..

Legal status	Private Limited Company	
Your position in the business	Director	
Home country	United Kingdom	The country where the headquarters of your business is located.
Registered Address		Address registered with Companies House.
Building number or name	Unit 1, Rear of 41	
Street	Station Road	
District	Chapelton	
City or town	Sheffield	
County or administrative area	South Yorkshire	
Postcode	S35 2XE	
Country	United Kingdom	

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name	TRAXX Market
Street	Market Place
District	Chapelton
City or town	Sheffield
County or administrative area	South Yorkshire
Postcode	S35 2JU
Country	United Kingdom

Further Details

Telephone number

Non-domestic rateable
value of premises (£)

3,200

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APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

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NON INDIVIDUAL APPLICANTS

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), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

Chapelgreen Community Enterprise (TRAXX)

Details

Continued from previous page...

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Private company limited by guarantee without share capital

Address

Building number or name
Street
District
City or town
County or administrative area
Postcode
Country

Contact Details

E-mail
Telephone number
Other telephone number
* Date of birth
dd mm yyyy
* Nationality

Documents that demonstrate entitlement to work in the UK

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OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

Continued from previous page...

TRAXX Market, Market Place, Chapeltown
Market place to the side of Chapeltown Working Mens Club.
Market to sell gifts, goods and hot and cold food and drinks
Bar to sell alcohol - Personal license held by proprietor of the bar

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

Section 6 of 21

PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

Yes

No

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PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

Yes

No

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PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

Yes

No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

Yes

No

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PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start End
Start End

WEDNESDAY

Start End
Start End

THURSDAY

Start End
Start End

FRIDAY

Start End
Start End

SATURDAY

Start End
Start End

SUNDAY

Start End
Start End

Will the performance of live music take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Music will be amplified but generally to provide ambient background music to the market place. Live music will be used on some occasions but likely to be recorded music in the majority. Market days are currently Friday and Saturday but may wish to extend this to other days in the future.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

Continued from previous page...

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

Where we require this we will apply for a particular event licence

Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment.

Will you be providing recorded music?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

Indoors

Outdoors

Both

Where taking place in a building or other
structure tick as appropriate. Indoors may
include a tent.

Continued from previous page...

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Music will be amplified but generally to provide ambient background music to the market place. Market days are currently Friday and Saturday but may wish to extend this to other days in the future.

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

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

Any exception to this will be covered by a separate events licence which we will apply for as appropriate

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

Yes

No

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

See guidance on regulated entertainment

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

Yes

No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes

No

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes

No

Standard Days And Timings

Continued from previous page...

MONDAY

Start 09:00

End 20:00

Start

End

Give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start 09:00

End 20:00

Start

End

WEDNESDAY

Start 09:00

End 20:00

Start

End

THURSDAY

Start 09:00

End 20:00

Start

End

FRIDAY

Start 09:00

End 20:00

Start

End

SATURDAY

Start 09:00

End 20:00

Start

End

SUNDAY

Start 09:00

End 20:00

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

Continued from previous page...

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

None

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start 09:00

End 20:00

Start

End

Give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start 09:00

End 20:00

Start

End

WEDNESDAY

Start 09:00

End 20:00

Start

End

THURSDAY

Start 09:00

End 20:00

Start

End

FRIDAY

Start 09:00

End 20:00

Start

End

SATURDAY

Start 09:00

End 20:00

Start

End

SUNDAY

Start 09:00

End 20:00

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non standard timings: Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

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

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LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

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

Our stallholders and customers safety is our priority. We have staff available during the market to help and assist customers and stallholders. We have a portaloos on site which is serviced every week and we collect refuse and have a waste contractor collect refuse once a week.

b) The prevention of crime and disorder

We monitor numbers of people in the market at any one time to ensure it does not get too crowded
We have one entrance/exit to and from the market and staff manning the gate

c) Public safety

We monitor numbers of people in the market at any one time to ensure it does not get too crowded
We have a one way system in place and hand sanitiser is available at the entrance/exit and on each stall.
We have a first aid kit available at the entrance
All stall holders are required to have public liability insurance and all the appropriate certification if serving food
We have public liability insurance in place

d) The prevention of public nuisance

We keep noise to a minimum to ensure this does not affect local residents

e) The protection of children from harm

All stall holders are required to have public liability insurance and all the appropriate certification if serving food
Children are not allowed into the market unless accompanied by an adult

Continued from previous page...

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified); or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK (please see note below about which sections of the passport to copy).
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A current passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A current Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) Issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relating to the carrying on of a licensable activity.
- A current Residence Card Issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an Immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK (including:
 - evidence of the applicant's own identity – such as a passport;
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate; and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer;
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank;
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your license application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in their application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/psvc-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o 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.
 - o 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.
 - o 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.
 - o 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:
 - o 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.
 - o 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.
 - o 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 (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non-domestic rateable value of the premises.

To find out a premises non-domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500 £500.00

Band F - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000-14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

100.00

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Continued from previous page...

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

DECLARATION

[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 HER PROOF OF ENTITLEMENT TO WORK, IF APPROPRIATE (PLEASE SEE NOTE 15).

You must check the box for this declaration

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered 'Yes' to the question "Are you an agent acting on behalf of the applicant?"

* Full name (SUSAN GRIFITHS)

* Capacity

Date (dd/mm/yyyy)

Add another signatory

Once you're finished you need to do the following:

- 1. Save this form to your computer by clicking file/save as...
- 2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/sheffield/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

BRADLEY SMITH



PERSONAL LICENSURE HOLDER

23/10/20

Continued from previous page...

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

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

Appendix 'B'

Objections:

33 Objections attached as a PDF, Common letter.

7 X Emailed objections below.

Email 13/11/20 -12.39

Krysta Nowill

Hello Michael,

That is the email I did send the email too.

My objection ties in to 2 of the 4 reasons listed:

The prevention of crime and disorder & The prevention of public nuisance:

Having live or recorded music playing out in the open will bring more of the gangs of teenagers that already gather outside the local stores on the roundabout. Intimidating, threatening and being a nuisance. There's been numerous amounts of trouble locally, and even had police presence for a number of months with hired security outside the shops.

At the local dance school, they had a reference number to ring the police with due to the increased occurrence of complaints. Multiple community meetings held.

These groups of people do not use the public traffic crossing to safely cross, they just walk out, the exact same for the "adults" who currently walk over to the Traxx Market, they don't wait for traffic to stop or for the light to indicate safe crossing they just walk out in to the path of cars, this tied with all day drinking with no doubt lead to accidents for the poor drivers and/or "self important" people crossing without clear path to do so.

I live on Lound Side and whilst I am all up for bringing business and foot traffic to chapeltown I don't want to be hearing music 12 hours a day. Especially when you work from home, have neighbours with small children and people who work night shifts.

People expect noise from the pubs but these are mainly set back and within four walls, not out in the open with no buildings to dull the noise. Also the fact pubs are not open from 9am.

Chapelton is not all day nightclub for people without jobs and this will not draw in the right crowd for a somewhat already troubled neighbourhood. By allowing this you are adding to the problem, not being part of the solution.

Having been to support the local market, the stalls are half empty, the numbers of genuine shoppers have dropped, because its become a fairground, not a place to go and relax and enjoy some retail therapy.

We have Sheffield town centre less than 20 minutes away if people did require to go day drinking on a work day if they wish.

I'd like to understand and have an explanation why that even though I am living so close to market, I was only made aware through social media and nothing official was sent, local people have not asked about the impact, but the man who wants to make money & live away from the noise and nuisance isnt questioned.

Regards
Krysta

From: Mary Jones

Date: 8 November 2020 at 14:30:28 GMT

To: Cc

Subject: Trax Market Smith Street Chapeltown Sheffield

Sent from my iPhone

Dear Jean

I am emailing you to raise my strong objections to the proposal that has been put forward for Trax Market to serve alcohol 7 days a week and to have live and recorded music. As a resident of Smith Street I am concerned about the noise, the rubbish, the drunks that this will create. Parking is a nightmare at the best of times on Smith Street. As a 70 year old I often have to park a long way from my house and carry bags of heavy shopping. There are numerous takeaways and bars already in Chapeltown we do not need anymore. We already suffer from the parking that takes place on Smith Street due to the opening of the Trax Market on Saturdays along with those that park to go to the Gin House at the bottom of the road and Witherspoons.

Yours Sincerely

Mary Jones

- This person has also supplied a letter. Within the PDF attachment

From: Clare Gilberthorpe
Sent: 12 November 2020 16:03
To: licensingservice <licensingservice@sheffield.gov.uk>
Subject:

Good afternoon

I would like to put in objection for traxx market getting a 7 days alcohol/ live music licence. My reason for this is cause my great concern as a resident who lives opposite this site the noise this will cause especially in summer time. I can't even begin to imagine how it could get I warmer weather. This is something that I would have to look out onto every day. Not only this is the anti social behaviour that can happen when people are drinking/drunk. Plus Monday to Friday would have school children who would be walking home,who would possibly have to come in to contact to people who are sat outside drinking. How would deliveries make place? As my street is already tight to turn into through gates and the more cars this will bring to Smith street. As us residents notice when gin bar at bottom Smith street opened up brought even more cars to street. Alot of us with young children finding it impossible to park most nights as it is. I am worried going forward that they would then try to get later licence and the impact it would bring to my street/home. We already have lots of pubs and bars in and around Chapeltown. So i don't see how/ why this would work 7 days a week.

Plus what about all the rubbish this could bring to the market area.

I have had sleepless nights worrying on how this is gonna affect my family home with a young child

Kind regards
Clare Gilberthorpe

- This person has also supplied a letter. Within the PDF attachment

From: jade petch
Sent: 10 November 2020 17:58
To: licensingservice <licensingservice@sheffield.gov.uk>
Subject: Traxx Market Chapeltown

Hello,

I am a resident on Smith Street in Chapeltown. It has been brought to my attention that there are plans to extend the Traxx market licence from a Saturday to 7 days a week.

I would like to put in writing that as a home owner on Smith Street I strongly object to the extended the licence plans including the sale of alcohol.

Residents have not been made aware of the future plans. As a resident, it is us who will live with the daily repercussions of a daily market including noise, litter, traffic and the possibility of large groups of youths congregating.

I feel really disappointed with the council and the Traxx Market group for not informing local residents.

I look forward to hearing from you.

Kindest Regards,

Jade Petch

- This person has also supplied a letter. Within the PDF attachment

From: Yvonne Trigg

Sent: 08 November 2020 13:31

To: licensingservice <licensingservice@sheffield.gov.uk>

Subject: Application for License to Sell Alcohol Smith Street, Chapeltown

I am writing as a concerned resident of Smith Street regarding the application for a license to sell alcohol on the existing market site and to trade 7 days a week, Monday through to Sunday. The application for a licence to sell alcohol from **09.00-20.00** will detract from local providers. Living on Smith Street, residents already experience high numbers of individuals passing through in an inebriated state and I am extremely anxious not to have those numbers increased. We have a number of young children walking to and from school every day - I do not wish them to be exposed to those who may have taken the opportunity to access alcohol throughout the day. I, for one, have had my car vandalised by a drunk driver as Smith Street is used for parking in the evenings - I am sure I will not be the only resident who will not wish to have this experience extended throughout the day.

At present, the market is welcomed by residents as it brings trade and entertainment to the area, in spite of the disadvantages for those dealing with heavy traffic from visitors wishing to park on Smith Street, as well as the congestion and inconvenience this causes. My concerns around extending the market license to cover 7 days include the rubbish generated (already substantial), which attracts rats to the area. I am keen to attract business to our existing cafes and bars but this will not happen as the plans, I believe, are to provide food and drink on the market site.

In light of these objections, I would ask you, as a resident, to reject the application for a license to sell alcohol on the above grounds. I look forward to receiving an update on the situation at your earliest convenience.

Kind regards,

Yvonne Trigg

- This person has also supplied a letter. Within the PDF attachment

From: Nikki **Date:** 8 November 2020 at 17:58:06 GMT

Subject: Market License

Good Evening,

It's been brought to the attention of the residents of Smith Streets attention, that The Traxx Market along with The Signal Box will be opening for 7 days a week.

I must express my concern over this matter. As a resident of the Street.

The noise, rubbish and traffic that this will incur. Will be not fair to residents, more cars on road which this road is bad enough for parking at the moment.

Rubbish, all empty food packets part packets that these customers will just drop and don't care once they have gone home just like the streets in general.

The noise there is families on this Street which have small children, this needs to be respected instead children may not be able to sleep because of all the rowdy customers and music!!!

So at this point I don't agree with this one bit, you need to speak to residents to find out that this is not a good idea, the impact it will have will unbearable for the residents.

I don't disagree with getting the community back up and running, but surely there is better ways to do this.

Kind Regards

Nicola Briscoe

- This person has also supplied a letter. Within the PDF attachment

From: Rose Howell
Sent: 11 November 2020 09:28
To: licensingservice <licensingservice@sheffield.gov.uk>
Subject: Fwd: Traxx Market *Objection*

Hi All,

I hope you are well.

I have been made aware of a request for a market licence to be extended at Traxx market Chapeltown.

I would like to submit an objection on the grounds that this is causing a serious parking issue on my road (Smith Street, S351WX).

Since the Gin Bar opened at the end of smith street there has been parking issues for residents, this has been further exaggerated since the Traxx market has opened. The main issue is the amount of visitors wanting to avoid paying for parking in the pay and display carpark and therefore parking on Smith street.

However there is also an issue when parking is full that people park on the double yellow lines at either end of the street. Sheffield council don't seem to of ever patrolled this area and so know one is deterred. This means pulling up the street with very little visibility of who is coming down and having difficulty turning around at the top of the road.

The additional issue which this also brings to the residents of Smith Street is the noise. When pubs and bars close the noise on the street is very loud. I believe this is mainly due groups of people collecting cars parked on smith street.

Do you have a plan to address the parking issues faced by the residents of Smith Street?

Many thanks

R. Howell

- This person has also supplied a letter. Within the PDF attachment

Appendix 'B1'

Support Representations X 8

From: Caroline Stiff

Sent: 13 November 2020 19:39

To: licensingservice <licensingservice@sheffield.gov.uk>

Subject: TRAXX Market- Application of a license for live music

Hello

I wish to notify you of my support for this license application.

This license application will help a market to develop & bring more benefits to the local area. I believe this market benefits the area of Chapeltown.

Regards

Caroline Stiff

Catherine wright (emailed)

I believe there is an application in to extend opening hours for the traxx market and bar. I want to state my support.

Chapelton in an evening was previously a no go area for me and my children as it was a very pub/alcohol oriented atmosphere.

The traxx market has brought a lovely atmosphere, great food and really improved the area. We can go as a family, feel safe in the fresh air and easily able to observe distancing etc. I would welcome additional opening hours.

Kind regards Catherine

---Original Message-----

From: Jenny Hetherington

Sent: 16 November 2020 12:14

To: licensingservice <licensingservice@sheffield.gov.uk>

Subject: Chapeltown Market

Good morning I understand you have the task of renewing a license to be able to run the Traxx market in Chapeltown Sheffield. As we have been trading at this market since it started in July wanted to let you know what a great decision it has been. The Traxx team have done an amazing job in bringing back a real community spirit to a market that has in the past been declining. The feedback from our customers has been very positive and encouraging and all are pleased the market has been brought back to life. The Traxx team have provided toilet facilities, much improved stalls and given back our sense of community spirit. I live locally and know that as a resident of over 40 years of living in Chapeltown take great pride in being part of this new regeneration programme and want to be part of making it happen. The Traxx team ensure this is a safe environment and stick to Covid rules and make sure that both traders and customers adhere to the rules and have even built safe areas where families can eat safely while also enjoying a drink. With all this we hope that the market continues when it can, bringing a much needed weekly event for all to enjoy.

Kind Regards

Jenny Hetherington

From: Julie Humphries
Sent: 18 November 2020 14:18
To: licensingservice <licensingservice@sheffield.gov.uk>
Subject: Licence re Traxx Market

I wish to express my support for this application. This market has been the best thing that has happened in Chapeltown for a long time. Its not an attempt to change this into a live music venue as some have tried to say or to take away business from local pubs. It's to enhance what we have.

Its to have occasional live music throughout the year mostly on weekends and bank holidays. The brass band at Christmas, buskers occasionally to add some entertainment (once it's permitted) Some piped background music whilst you shop, and once we are allowed socialise. This application appears to bring it all under one licence rather than have to apply separately for special events.

Many thanks
Julie Humphries

From: Michelle Marshall
Sent: 16 November 2020 19:00
To: licensingservice <licensingservice@sheffield.gov.uk>
Subject: Traxx Sheffield Market application.

Good afternoon,

I am writing in support of the Traxx Market application.

I am a local resident with a small business that I have worked very hard to develop over the years. My business is jewellery manufacturing and retail.

I was extremely excited when I heard about the the plans that Traxx Sheffield had for developing the new Market area and putting some much needed life back into the community. I welcomed the fact that I could further develop my customer base and at the same time network with similar businesses with a long term view of having some kind of permanent base with Traxx as they develop over the next couple of years therefore putting money back into the local area.

As a resident in this community I feel that it is fantastic that there is a market that people can attend with their families with the choice to have some lunch, dinner and a drink if they wish. I have been there every week since the opening and can't say enough about the hard work and effort that has gone into making this project a success. There also has been extreme effort made to ensure people social distance and this has made the market a great place for people in the community to go out to look round, it is very much a lovely atmosphere especially for families with children and for older people who would not otherwise go out. It is a friendly safe environment for people.

I feel that the bar and the food are an integral part of this market so the experience can be time out rather than a quick nip out to buy goods. This is essential for people's wellbeing at this time!

My Customers, all from the local area, have only said good things to me about the market and how excited they are that the market has started up again after all these years.

Kind regards
Chelly Marshall

From: Ryan McGillicuddy
Sent: 16 November 2020 14:03
To: licensingservice <licensingservice@sheffield.gov.uk>
Cc: Paul Swift
Subject: -Traxx Market-

Good Afternoon,

I Wanted to reach out to you in regard to the market license application and premises license application at Traxx Chapeltown market.

We have been trading there since it opened and is very well run by the Traxx team, they have great CV-19 safe processes and treat the traders with great respect and dignity.

We are a street food business that operates 3 food stalls at the market and as we have been trading there since early summer we have now employed several local people to work on our food stalls serving customers, we have invested in those employees putting them through several training courses such, CV-19 safety, fire safety, food hygiene, and first aid and many of the staff are single parents relying on this weekend income to support their families, while family have time to look after their children over the weekends.

Without the offer of food and drink at the, market it will not survive as its the main attraction to attend the market and customers purchase from the other traders while grabbing a bite of lunch and a drink in the safe fresh air.

Can I ask you to support us in the application as we have already nearly been wiped out this year with very little support available to us.

I have attached 2 mini films one is a film showing our CV-19 safety measures we implement at Traxx and in our business as whole. Our processes are considered and used as an example of best practise as industry leading in CV-19 safety and quality standards on markets and events by the NMTF (the National market traders federation)

I have also attached a promo film showing the restaurant standard street food we supply at Traxx Chapel Town market every weekend.

Click the link for our CV-19 Safety film:

<https://youtu.be/IY5tCLj8PhA>

Click the link for our food court film:

<https://youtu.be/wJ2TS3WUxvU>

Thanks for your time and your support would be hugely appreciated by so many of us who desperately need this income.

Many Thanks

Ryan McG
Commercial Director

From: Sarah
Sent: 14 November 2020 09:26
To: licensingservice <licensingservice@sheffield.gov.uk>
Subject: TRAXX Market Chapeltown

Good morning,

I would just like to add my support for the license application from TRAXX Market in Chapeltown. The market has been very good for the area and has brought the community together in a very positive way. It has brought new life and energy to the centre and is great for the independent businesses that trade there.

The small addition of the bar is great and having live bands such as the Chapeltown brass band playing at Christmas would be lovely and something we can look forward to in these very uncertain times.

I hope you approve the licence as all anyone wants is to improve and bring joy to the area.

Thank you

Sarah

Terry Bawden (emailed)

Dear Licensing Committee

I write in support of the licence application put in by Traxx Sheffield to supply alcohol and play live music because I support local projects that attempt to revitalise Chapeltown. Councils should be doing everything possible to promote small businesses rather than attempting to ruin local trade particularly at a time where businesses are going to the wall on a daily basis.

I believe the music & alcohol licences will enhance the local market experience. It is used by families and what better than to enjoy a little tittle listening to live music on a cold winters afternoon?

The request isn't for a late licence like indoor venues. This is purely to add value to the shopping experience. Sheffield as a diverse melting pot of local musical talent. Why shouldn't they be allowed to show off their skills to families in the north of the city? Nothing in these licence applications will detract trade away from inside venues. Public houses are not a choice for most families however what Traxx Sheffield is offering is very much for families.

I ask the council to look favourably on the application given it is innovative, diverse and a modern take on family entertainment.

Thanking you in anticipation.

Yours Sincerely

Terence Bawden

Appendix 'C'

Hearing Regulations, Notices, Procedure



**Notice of hearing of representations
in respect of the following application:
LA03 Premises Licence Application**

Susan Griffiths on behalf of the applicant

Sent via email:

The Sheffield City Council being the licensing authority, on the 29th September 2020, received an application in respect of the premises known as;

Traxx Market, Market Place Chapeltown Sheffield S35 2UU

During the consultation period, the Council received representations from the following authority / interested party:

- **Interested parties**

on the likely effect of this application on the promotion of the licensing objectives, should it be granted.

The Council now **GIVES YOU NOTICE** that the representation will be considered at a hearing to be held **remotely via Zoom, on Monday 14th December at 2pm**; following which the Council will issue a notice of determination of the application.

The documents which accompany this notice are the relevant representations which have been made, as defined in Section 35(5) of the Act.

The particular points on which the Council considers that it will want clarification at the hearing from a party are as follows:

- 1) Your response to the representation made, upon which you may ask and be asked questions by the parties to the hearing.
- 2) You may also be asked questions by the parties to the hearing, relating to your application for a licence.

Please complete the attached form LAR1 and return it to: **Licensing Service, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD** within five (5) working days before the day or the first day on which the hearing is to be held.

Dated: 27th November 2020

Signed: **C Stephenson**
The officer appointed for this purpose
Licensing Strategy and Policy Officer

NOTES

Right of attendance, assistance and representation

15. Subject to regulations 14(2) and 25, a party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified.

Representations and supporting information

16. At the hearing a party shall be entitled to –
- (a) in response to a point upon which the authority has given notice to a party that it will want clarification under regulation 7(1)(d), give further information in support of their application, representations or notice (as applicable),
 - (b) if given permission by the authority, question any other party; and
 - (c) address the authority

Failure of parties to attend the hearing

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

Procedure at hearing

21. Subject to the provisions of the Regulations, the authority shall determine the procedure to be followed at the hearing.
22. At the beginning of the hearing, the authority shall explain to the parties the procedure which it proposes to follow at the hearing and shall consider any request made by a party under regulation 8(2) for permission for another person to appear at the hearing, such permission shall not be unreasonably withheld.
23. A hearing shall take the form of a discussion led by the authority and cross-examination shall not be permitted unless the authority considers that cross-examination is required for it to consider the representations, application or notice as the case may require.
24. The authority must allow the parties an equal maximum period of time in which to exercise their rights provided for at regulation 16.
25. The authority may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may –
- (a) refuse to permit that person to return, or
 - (b) permit him to return only on such conditions as the authority may specify,
- but such a person may, before the end of the hearing, submit to the authority in writing any information which they would have presented to give orally had they not been required to leave.

ALL OBJECTORS WERE EITHER EMAILED OR POSTED A COPY OF THIS LETTER

LICENSING ACT 2003

Notice of hearing of representations

in respect of the following application:

LA03 Application to Grant a Premises Licence

To: Interested Party

The Sheffield City Council being the licensing authority, on 29th September 2019 received an application in respect of the premises known as;

Traxx Market, Market Place Chapeltown Sheffield S35 2UU

During the consultation period, the Council received representations from the following;

- **Interested Parties**

on the likely effect of this application on the promotion of the licensing objectives, should it be granted.

The Council now **GIVES YOU NOTICE** that the representation will be considered at a hearing to be held **remotely via Zoom, on Monday 14th December 2020**; following which the Council will issue a notice of determination of the application.

The full report will be available on the link below from 7th December 2020:
<http://democracy.sheffield.gov.uk/ieListMeetings.aspx?Committeed=155>

The documents which accompany this notice are the relevant representations which have been made, as defined in Section 35(5) of the Act.

The particular points on which the Council considers that it will want clarification at the hearing from a party are as follows:

- 3) The representations you have made with reference to these particular premises and the four core objectives.
- 4) You may also be asked questions by the parties to the hearing, relating to your representations.

To attend the hearing you will need a valid email address.

If you wish to attend please email licensing@sheffield.gov.uk and they will send out joining instructions.

Please complete the attached form LAR1 and return it to: **Licensing Service, Sheffield City Council, Block C, Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD, within (5) working days before the day or the first day on which the hearing is to be held or send it to the above email address**

Dated: 27th November 2020

Signed: _____ Clive Stephenson _____

The officer appointed for this purpose

Page 53 Licensing Officer

Regulation 8

(1) A party shall give to the authority within the period of time provided for in the following provisions of this regulation a notice stating –

(a) whether he intends to attend or be represented at the hearing;

(b) whether he considers a hearing to be unnecessary

(2) In a case where a party wishes any other person (other than the person he intends to represent him at the hearing) to appear at the hearing, the notice referred to in paragraph (1) shall contain a request for permission for such other person to appear at the hearing accompanied by details of the name of that person and a brief description of the point or points on which that person may be able to assist the authority in relation to the application, representations or notice of the party making the request.

(3) In the case of a hearing under –

(a) section 48(3)(a) (cancellation of interim authority notice following police objection), or

(b) section 105(2)(a) (counter notice following police objection to temporary event notice),

the party shall give the notice no later than one working day before the day or the first day on which the hearing is to be held.

(4) In the case of a hearing under –

(a) section 167(5)(a) (review of premises licence following closure order),

(b) paragraph 4(3)(a) of Schedule 8 (determination of application for conversion of existing licence), paragraph 16(3)(a) of Schedule 8 (determination of application for conversion of existing club certificate)

(c) paragraph 26(3)(a) of Schedule 8 (determination of application by holder of justices' licence for grant of personal licence),

the party shall give the notice no later than two working days before the day or the first day on which the hearing is to be held.

(5) In any other case, the party shall give the notice no later than five working days before the day or the first day on which the hearing is to be held.

Licensing Act 2003 – Hearing Procedure – Regulation 7 (1)

This procedure has been drawn up in accordance with the Licensing Act 2003 to assist those parties attending Licensing Committee hearings.

1. The hearing before the Council is Quasi Judicial.
 2. The Chair of the Licensing Committee will introduce the Committee and ask officers to introduce themselves.
 3. The Chair will ask the applicants to formally introduce themselves.
 4. The Solicitor to the Committee will outline the procedure to be followed at the hearing.
 5. Hearing Procedure:-
 - (a) The Licensing Officer will introduce the report.
 - (b) Questions concerning the report can be asked both by Members and the applicant.
 - (c) The Licensing Officer will introduce in turn representatives for the Responsible Authority and Interested Parties who will be asked to detail their relevant representations.
 - (d) Members may ask questions of those parties
 - (e) With the leave of the Chair the applicant or his representative may cross examine the representatives of the Responsible Authorities and Interested Parties.
 - (f) The applicant/licensee (or his/her nominated representative) will then be asked to:-
 - (i) detail the application;
 - (ii) provide clarification on the application and respond to the representations made.
 - (g) The applicant/licensee (or his/her nominated representative) may then be asked questions by members and with the leave of the Chair from the other parties present.
 - (h) The applicant will then be given the opportunity to sum up the application.
 - (i) The Licensing Officer will then detail the options.
 - (j) There will then be a private session for members to take legal advice and consider the application.
 6. The decision of the Licensing Committee will be given in accordance with the requirements of the Licensing Act 2003 and regulations made there under.
- NB:
- 1) At any time in the Licensing Process Members of the Committee may request legal advice from the Solicitor to the Committee. This advice may be given in open session or in private.
 - 2) The Committee Hearing will be held in public unless and in accordance with the Regulations the Committee determine that the public should be excluded.

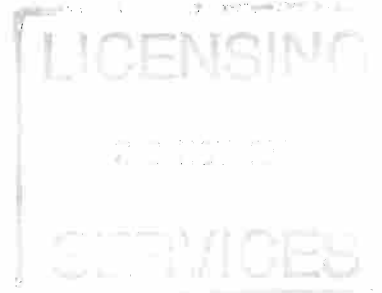
Laburnum Close
Chapelton
Sheffield S35 1QU
South Yorkshire

Licensing Department
Block C
Staniforth Road Depot
Sheffield S9 3HD

20th November 2020

Dear Licensing Committee

Chapelgreen Community Enterprise Ltd
Traxx Market, Market Place
Chapelton, Sheffield S35 2UU



The above company are applying for a Premises Licence to grant the following:
Live Music (Sun 10.00 – 20.00. Mon – Sat 9.00 – 20.00)
Recorded Music, Supply of Alcohol, Opening Hours (Sun – Sat 9.00 – 20.00)

I have enclosed 30 letters of objection from residents living on Smith Street, which is adjacent to the market and where one of the accesses leads on to the street. The first they knew about this was when notices were placed on two lamp posts presumably by the City Council. Since then one of the residents has set up a petition which has been forward by recorded delivery to Jean Warwick who deals with Market Licences. The letter notifying the residents of the petition was what lead to me getting involved as a Parish Councillor for Chapelton Ward and preparing this letter for the residents to sign. As you can see several have added their own comments.

As mentioned in the letter, there are several streets in close proximity to the market and a lot of shops and pubs. Another outlet for the sale and consumption of alcohol together with live and recorded music is not acceptable with, according to this application, the possibility of seven days a week for eleven hours a day. This could dilute the trade in the pubs, who have suffered this year due to Covid19, and the shops and create undue noise whilst trading.

I am, also, objecting to this application as a resident of Chapelton. I do not live close by the market area but would certainly hear any music emanating from it. The area is designated as a market and has been for a long time and that's how it should remain. I'm sure that traders and residents of Chapelton would be happy to see the market revitalised as a market **not** an open air music venue with the ability to sell alcohol.

I would like to make it clear that I am not acting on behalf of Ecclesfield Parish Council when assisting these residents but as an individual Parish Councillor for Chapelton Ward.

Yours faithfully

Cllr Anthea Brownrigg
Ecclesfield Parish Council

The Licensing Department
Sheffield City Council

Dear Sir/Madam

Re:- Application by Traxx Market under Licensing Act 2003

I am a resident of Smith Street, Chapeltown, Sheffield and I am writing to object to any consideration of approval of this licence for live/recorded music and supply of alcohol.

I have only recently been made aware of this and I am extremely concerned about the affect it will have on my quality of life with loud music being played outside and possible anti social behaviour from people who have been consuming alcohol. This is supposed to be a market, which I have no problem with, but market stalls have been removed in order for this building called The Signal Box to be erected and for outdoor seats to be positioned. We have, within walking distance of the market area, four public houses and a gin bar so I do not see the need for further premises to be given a licence to supply alcohol. This would dilute the trade for them after what has been a bad trading year due to Covid19. Furthermore, who is going to be responsible for removing drunken revellers and by what means? Public houses have there own security for when trouble starts which is likely to happen where alcohol is supplied. Also, there are no toilets on the site so are people going to be urinating in the streets or worse? What risk assessment has been done regarding prevention of anti social behaviour, noise and parking control? Are the local Police aware of this and have they any concerns?

Included in this licence application, if approved, is the ability to play live/recorded music, Sunday to Saturday from 9.00/10.00 – 20.00. What effect will this have on shops when trading to have live music being played? I ask the Licensing Committee members to consider if they would like to live next door to daily live music and noise from revellers. As previously stated, this is a market **NOT** an open air music venue.

Finally, there has been no consultation with the residents of Chapeltown particularly the streets that are close to the market area such as Ecclesfield Road, Burncross Road, Loundside, Station Road, Sussex Road, Arundel Road, Falding Street, Cowley Close and Cowley Lane just for starters to ask if they have any objections. These roads would definitely be affected by the live/recorded music and I am certain they would not give approval particularly the apartments on Cowley Close whose residents are over 55's and are within yards of the market. Local pubs and shops have not been consulted either.

I hope the Licensing Committee at Sheffield City Council gives consideration to the quality of life of residents living close by and the damage to trade in existing shops and pubs and dismisses this application in it's entirety.

Yours faithfully



Name: DAVID HALLIWELL

House Number: [REDACTED]

A Concerned Resident of Smith Street.

The Licensing Department
Sheffield City Council

Dear Sir/Madam

Re:- Application by Traxx Market under Licensing Act 2003

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I hope the Licensing Committee at Sheffield City Council gives consideration to the quality of life of residents living close by and the damage to trade in existing shops and pubs and dismisses this application in it's entirety.

Yours faithfully

Name: *W.B. Fonger Wadefing*
House Number: *2* *Smith Street*
A Concerned Resident of Smith Street.

The Licensing Department
Sheffield City Council

Dear Sir/Madam

Re:- Application by Traxx Market under Licensing Act 2003

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I hope the Licensing Committee at Sheffield City Council gives consideration to the quality of life of residents living close by and the damage to trade in existing shops and pubs and dismisses this application in it's entirety.

Yours faithfully

Name: ROSE & CARL HOWELL
House Number: 
A Concerned Resident of Smith Street.

The Licensing Department
Sheffield City Council

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Yours faithfully

Name: KLAIR HOUSLEY
House Number: 2
A Concerned Resident of Smith Street.

The Licensing Department
Sheffield City Council

Dear Sir/Madam

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I hope the Licensing Committee at Sheffield City Council gives consideration to the quality of life of residents living close by and the damage to trade in existing shops and pubs and dismisses this application in it's entirety.

Yours faithfully

Name: *Martin Robert*
House Number: 
A Concerned Resident of Smith Street.

My major concern is regarding the parking - already Smith St is difficult to park on for residents - whenever I leave the street during daylight - it is often not possible to get back on

The Licensing Department
Sheffield City Council

Dear Sir/Madam

Re:- Application by Traxx Market under Licensing Act 2003

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I hope the Licensing Committee at Sheffield City Council gives consideration to the quality of life of residents living close by and the damage to trade in existing shops and pubs and dismisses this application in it's entirety.

Yours faithfully



Name: BARBARA DICKINSON

House Number: [REDACTED]

A Concerned Resident of Smith Street.

there will also be more rubbish and possibly rats

The Licensing Department
Sheffield City Council

Dear Sir/Madam

Re:- Application by Traxx Market under Licensing Act 2003

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Yours faithfully

Name:

House Number:

A Concerned Resident of Smith Street,

JASON SIDOAN



■ Smith Street

The Licensing Department
Sheffield City Council

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I hope the Licensing Committee at Sheffield City Council gives consideration to the quality of life of residents living close by and the damage to trade in existing shops and pubs and dismisses this application in it's entirety.

Yours faithfully

Name: *MICHAEL RICE*
House Number: 
A Concerned Resident of Smith Street.



The Licensing Department
Sheffield City Council

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Yours faithfully

Name:

House Number: [REDACTED]

A Concerned Resident of Smith Street.



The Licensing Department
Sheffield City Council

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Yours faithfully

Name: *Erwan Buisson*
House Number:
A Concerned Resident of Smith Street. 



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Yours faithfully

Name:

House Number: 

A Concerned Resident of Smith Street.

EA Bennett.

Grateful thanks for being made aware.

The Licensing Department
Sheffield City Council

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Name:
House Number: 
A Concerned Resident of Smith Street.

Ed Bennett.

I would like to take this opportunity to enormously thank all persons involved in making residents aware of this application.

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Sheffield City Council

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Yours faithfully

Name: *Dr Sally Simpson, MScChB*
House Number: *[redacted]*
A Concerned Resident of Smith Street.



The Licensing Department
Sheffield City Council

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R Guest - Plaintiff.

Name: *R + P GUEST*

House Number: *[redacted]*

A Concerned Resident of Smith Street.

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Name: *Jade Petch*
House Number: 

A Concerned Resident of Smith Street.

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Name: YVONNE E. TRIGG

House Number:

A Concerned Resident of Smith Street.

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Yours faithfully

Name: Karolina Kuczyńska
House Number: 2
A Concerned Resident of Smith Street.

loud music is a concern 7 days a week due to having a child under two along side working shifts for Yorkshire ambulance covering/days + nights. it would degrade the quality of sleep I needed to perform effective safe care for the general public/patients, ~~due to the~~ ~~lack of~~ I like Page 74 ~~today~~ market and for it to strictly keep as a ~~use~~ that a market.

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M Jones

Name: MARY JONES

House Number:

A Concerned Resident of Smith Street.

The Licensing Department
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Name:

MA Ainao Faiaest

House Number:

[REDACTED]

A Concerned Resident of Smith Street.

The Licensing Department
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Name: KEVIN FALKOWSKI
House Number:

A Concerned Resident of Smith Street. 

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Yours faithfully

Name: CAROL HALSTEAD C. Halstead.

House Number: [REDACTED]

A Concerned Resident of Smith Street.

The Licensing Department
Sheffield City Council

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Yours faithfully



Name: TRACEY BURDETT

House Number: [REDACTED]

A Concerned Resident of Smith Street.

The Licensing Department
Sheffield City Council

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Yours faithfully

Name: *J. R. Crow*
House Number: *[REDACTED] Smith Street*
A Concerned Resident of Smith Street.

Another worry for us is that a licence seven days a week will de-value house prices.

The Licensing Department
Sheffield City Council

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Yours faithfully



Name: H Barson

House Number: [REDACTED]

A Concerned Resident of Smith Street.

I am not against the market as a weekend event, but I have seen plans to import shipping containers to use as bars and although I believe the intentions are only to use the 7 day a week licence at weekends, my fear is as the "market" grows they will use it 7 days a week and have themed music nights to draw in crowds. I have young children bedroom is on the front of the property (we are opposite side to the market) who are usually in bed for 6.30pm so any noise...

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Sheffield City Council

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Yours faithfully

Name: *Nicola Bascoe* 
House Number: 
A Concerned Resident of Smith Street.

The Licensing Department
Sheffield City Council

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Yours faithfully



Name: CLEMENTE AQUILINO
House Number: [REDACTED] SMITH
A Concerned Resident of Smith Street.

PARKING IN OUR STREET IS ALREADY A NIGHTMARE AS IT IS .. I GO HOME AFTER WORK, THINKING YOU CAN PARK IN YOUR OWN STREET, BUT NO YOU PARK IN OTHER STREET AWAY FROM YOUR HOUSE. I CAN UNDERSTAND PEOPLE FEEL OUTLET, BUT NOT TO EXPENSE OF OTHER PEOPLE NEAR THE AREA.

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Sheffield City Council

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Name: *Lauren Statham*
House Number: 
A Concerned Resident of Smith Street.

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Yours faithfully

Name: Clare Alderthorpe

House Number:

A Concerned Resident of Smith Street.

Concern I have a mum to a young child who will have to look out of my window to this everyday. The cars that people will bring, then leave over night, sometimes all weekend.

Concern on who/how it's going to be managed, with drunken people if there was to cause a scene.

I am not against Traxx or single bar, but we hadn't had any information from the start back in June

When I found out about it via facebook.
I ask them about a letter to residents to
let us know plans 3/6/1yr down the line.
AS plans/video that get put on facebook is
no longer a market, which people are being
told it's going to stay as a market.

With the applying for 7 days it has cause
a lot of concerns for me and impact it
will bring to my front door.

I do think the lack of communication from
Travel to resident has not helped.

They are saying they are only going to
open Fri - Sat 10am - 5pm and special
events ie. various Bank holidays, easter.

~~But I do~~

But I do wonder why ask for 7 days
because I feel 1-2yrs down line it
would turn to more days than Fri/Sat.

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Yours faithfully



Name: Lesley White

House Number: [REDACTED]

A Concerned Resident of Smith Street.

Parking is an increasing issue for residents of this street, particularly weekends, with drinkers leaving their cars overnight, sometimes all weekend in the street. A particular issue is the regular use of the turning point at the top of this cul-de-sac being used as a car park - despite ^{drinks} yellow lines - this restriction is never enforced, and vehicle turning on the street is hazardous. PTO

I can only add that further use of the market will attract more parking - illegally, and severely compromise the safety and wellbeing of the residents of our street.

I have also had issues of drinkers returning to their cars late at night, and entering my front garden and pathway to urinate.

I urge you to consider these issues.

Patsy White