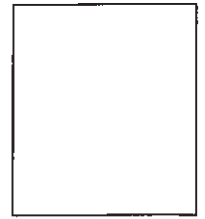




SHEFFIELD CITY COUNCIL Licensing Sub Committee Report



Report of: Chief Licensing Officer, Head of Licensing

Date: 26th January 2017

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.

111 West Street Convenience Store.

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 05/17

Convenience Store – 111 West Street Sheffield S1 4EQ

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 Senthilnataal Preriyasamy.

2.2 The application, which was received on 2nd December 2016, is attached to this report labelled Appendix 'A'.

3.0 REASONS FOR REFERRAL

3.1 Representations concerning the application have been received from the following and are attached at Appendix B:-

- No 7 – Public.
- No 1 – Member of Parliament.
- No 1 - Councillor.
- No 1 - Public Health

3.2 Responsible Authorities have agreed condition and the applicant has submitted amended parts of the application. This information and conditions are attached at appendix 'C'.

3.3 The applicant and objectors have been invited to attend the hearing. Copies of the front page of the notices are attached to this report labelled Appendix 'D'

4.0 POLICIES TO CONSIDER

4.1 Sheffield City Council's Statement of Licensing Policy 2016, at page 48, refers to "Areas Nearing Levels of Stress".

4.2 It details that some areas in Sheffield, due to a concentration of licensed premises, are causing issues which are leading to problems of public nuisance and disorder but are not yet, in the opinion of the licensing authority at the time of writing the policy, at the level where a formal cumulative impact policy has been considered or adopted.

4.3 The application that is the subject of this report is situated in one of those areas, identified in the policy as "West Street and Division Street".

4.4 Those applying for premises licences in any area this section of the policy covers are advised to carefully think about the licensing objectives and to demonstrate a commitment to a very high standard of management to ensure the operation of the premises will not create further public nuisance or result in additional crime, disorder and anti-social behaviour in the area.

- 4.5 Members will note from the objections attached that numerous references have been made to the need for a cumulative impact policy that covers the area in which the premises is proposed.
- 4.6 Work is currently being carried out between Licensing and partner agencies to gain evidence and ascertain whether a Cumulative Impact Policy is the correct method of tackling the issues that are being experienced in the area and a report on the outcome will be brought before Members when that evidence has been gathered.
- 4.7 It is important that Members are aware that there is no cumulative impact policy in place at this time.

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 'D'.

- 7.3 Attached at Appendix 'D' 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

Appendix A

Application



Sheffield
Application for a premises licence
Licensing Act 2003

For help contact
licensing@sheffield.gov.uk
 Telephone: 0114 2734264

Served 5/12/16
 Amb.
 AI

* required information

Section 1 of 19

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	Not Currently In Use	This is the unique reference for this application generated by the system.
Your reference	SHEFFIELD CONVENIENCE STORE	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	SENTHILNATAAL
* Family name	PERIYASAMY
* E-mail	[REDACTED]
Main telephone number	[REDACTED]
Other telephone number	[REDACTED]

Include country code.

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- 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 the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Other telephone number

Include country code.

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

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Your Address

Address official correspondence should be sent to.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 19

PREMISES DETAILS

Continued from previous page...

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	<input type="text" value="111"/>
Street	<input type="text" value="WEST STREET"/>
District	<input type="text"/>
City or town	<input type="text" value="SHEFFIELD"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="S1 4EQ"/>
Country	<input type="text" value="United Kingdom"/>

Further Details

Telephone number	<input type="text"/>
Non-domestic rateable value of premises (£)	<input type="text" value="8,400"/>

Section 3 of 19

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company
- A partnership
- An unincorporated association
- 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
- Other (for example a statutory corporation)

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

Section 4 of 19

INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

- Yes
- No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- Yes
- No

Continued from previous page...

Applicant Postal Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

E-mail

Telephone number

Other telephone number

[Add another applicant](#)

Section 5 of 19

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...

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 19

PROVISION OF PLAYS

Will you be providing plays?

- Yes No

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

- Yes No

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

- Yes No

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

- Yes No

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

- Yes No

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

- Yes No

Section 13 of 19

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

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

- Yes No

Continued from previous page...

SATURDAY

Start End

Start End

SUNDAY

Start End

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

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

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

Name

First name

Family name

Continued from previous page...

Section 14 of 19

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- 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 provision of late night refreshment 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.

Continued from previous page...

[Empty box for continuation]

State any seasonal variations

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

[Empty box for seasonal variations]

Non-standard timings. Where the premises will be used for the supply of late night refreshments 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.

[Empty box for non-standard timings]

Section 15 of 19

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- 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

Continued from previous page...

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 19

ADULT ENTERTAINMENT

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

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

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	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

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 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.

Section 18 of 19

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)

Continued from previous page...

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

ANY ALCOHOL SOLD WILL BE SOLD WITH IN THE LAW OF THE LICENCING ACT 2003 ,ALL ALCOHOL WILL BE SOLD WITH DUTY OF CARE AND ATTENTION AND THE APPLICANT IS PROPOSING TO BE A REPOSIBLE RETAILER

b) The prevention of crime and disorder

PROVIDE A CAMERA SYSTEM THAT COVERS 30 DAYS RECORDING.
RECORDINGS WILL BE MADE AVAILABLE TO POLICE,SHOULD THEY BE REQUIRED.
ALL STAFF SERVING ALCOHOL WILL BE TRAINED EVERY 12 MONTHS .
A REFUSALS BOOK WILL BE USED TO RECORD DETAILS , KEPT BEHIND COUNTER.
PHOTO ID WILL BE CHECKED TO PREVENT UNDER AGE SALES.

c) Public safety

USE ADEQUATE AND APPROPRIATE LIGHTING. MAKE SURE ALL AREAS AVAILABLE TO CUSTOMERS ,ARE CLEAN AND CLEAR.
NOT OBSTACLES ON FLOOR TO CAUSE ACCIDENTS INSIDE STORE

d) The prevention of public nuisance

REFUSE TO SERVE CUSTOMERS CAUSING ANTI SOCIAL BEHAVIOUR , MINIMISE NOISE WHEN REMOVING DUSTBINS FOR RESUSE COLLECTION

e) The protection of children from harm

CHALLENGE 21 SCHEME WILL BE USED
LOG REGISTER/REFUSAL BOOK AND TRAINING BOOK WILL BE USED AND KEPT BEHIND COUNTER
USE 'NO I.D. NO SALE' POSTERS .
ACCEPT ONLY GOVERNMENT APPROVED I.D. PROMOTE AND OBTAIN PROOF OF AGE SCHEME LEAFLETS .
THE ABOVE WILL BE OBTAINED FROM THE TRADING STANDARDS DEPARTMENT

Section 19 of 19

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 your are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

Continued from previous page...

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 (£)

190.00

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

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

ANIL BHAWSAR

* Capacity

AGENT

* Date

28 / 11 / 2016
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.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

OFFICE USE ONLY

Applicant reference number	SHEFFIELD CONVENIENCE STORE
Fee paid	
Payment provider reference	
ELMS Payment Reference	
Payment status	
Payment authorisation code	
Payment authorisation date	
Date and time submitted	
Approval deadline	
Error message	
Is Digitally signed	<input type="checkbox"/>

Notice is hereby given that:

I Senthilnataan Periyasamy

Have made an application under Section 17 Part 3 of the Licensing Act 2003 for the grant of a Premises Licence for the Premises known as Sheffield Convenience Store, 111 West Street, Sheffield, S1 4EQ

I intend to conduct from the premises the following licensable activities:

- The provision of late night refreshment
- Monday to Sunday ,23:00 to 05:00

- Sale by retail of alcohol
- Monday to Sunday ,00:00 to 24:00

Interested parties or responsible authorities may make written representations to Licensing Section, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD about this application by 30/12/ 2016

For full details and to view a copy of the application please contact the Licensing General Section.

It is an offence to knowingly or recklessly make a false statement in connection with an application and the maximum fine for which a person is liable on conviction for this offence is a fine not exceeding £5,000.

A/6

Consent of individual to being specified as premises supervisor

I SENTHILNATAAN PERIYASAMY
of

hereby 20 WHITCHURCH ROAD , GREAT BOUGHTON, CHESTER,
confirm that CH3 5QA

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

[type of PREMISES LICENCE
application]

by
[name of applicant] SENTHILNATAAN PERIYASAMY

relating to a premises licence N/A
[number of existing licence, if any]

For SHEFFIELD CONVENIENCE STORE ,111 WEST STREET ,SHEFFIELD ,S1 4EQ
[name and address
of premises to which
the application relate and any premises licence to be granted or varied in respect of this application
made by

SENTHILNATAAN PERIYASAMY
[name of applicant]

concerning the supply of alcohol at
[name and address
of premises to which
application relate s]
SHEFFIELD CONVENIENCE STORE ,111 WEST STREET ,SHEFFIELD ,S1 4EQ

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

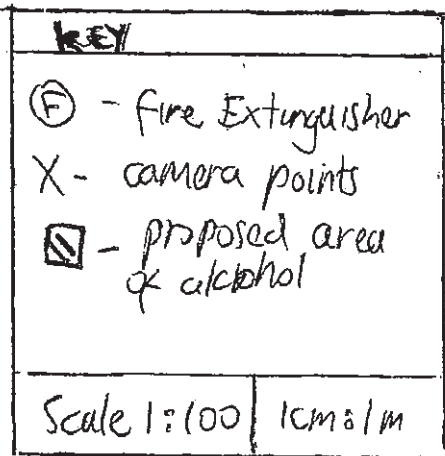
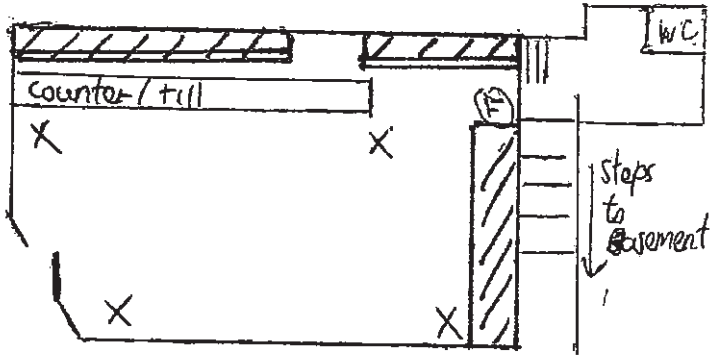
Personal licence number
insert CWC1-00070
personal licence number,

Personal licence issuing authority
CHESTER WEST AND CHESTER COUNCIL
[insert name and address and telephone number of personal licence issuing authority, if any]

Signed 
Name (please print) SENTHILNATAAN PERIYASAMY
Date 30/11/2016

Sheffield Convenience store, 111 West Street
Sheffield S1 4EQ

A17



Appendix B

Public Objection - No 9

MP Objection – No 1

Councillor Objection - No 1

Public Health Objection No 1

Objection to 111 West Street Off-licence Application

Submitted by Sheffield City Centre Residents Action Group (SCCRAG)



Alcoholic licking up spilled beer off West Street pavement on Friday, 16 December 2016 @ 17:07hrs

SECTION A: To: Sheffield City Council Licensing Committee: This objection is against the proposal for a 24 hour off-licence, at 111 West Street.

West Street has been the centre of three years of serious anti-social behaviour caused by a number of people addicted to alcohol, illegal highs and prescription drugs. This has been well documented by SCCRAG, covered in the local press (see below), explained to the last West Street off-licence hearing in June 2016 and now recognised by the welcome creation of the 'Help-us-Help' campaign.

Granting another off-licence, making six retail outlets for cheap strong alcohol in one short street in addition to many other licensed premises, is providing more fuel for the anti-social behaviour of the kind that is causing great concern to businesses and residents in the area. There is a tendency for frustrated business owners to blame the police for not controlling this problem, but the granting of so many licences to sell cheap alcohol by Licensing Committee is the starting point for this mayhem. The police have stretched resources and have to try to cope with this growing problem, created by the granting of more licenses. **When will Licensing take action to stop this madness?**

To understand how difficult life is being made for businesses and their employees please read the comments at **SECTION J: Extracts from comments in statements by local businesses** - about the serious problems being caused by these drugaholics.

It is time for the City Council to accept its share of responsibility for the problems in West Street and take action to limit access to cheap plentiful strong alcohol.

There was a commitment to tackle this problem by the Chair of Licensing, Cllr David Barker in June 2016, when approval for the last off-licence was granted. See emails below at **Section H**.

SECTION B: Reasons for refusing this application:

1. **A Cumulative Impact Policy investigation was promised by the Licensing Committee in June 2016 – see emails at Section H**
 - a. Despite assurances at the time, the City Council has failed to follow this up.
 - b. There should be no more outlets in the West Street-Devonshire Green until the Cumulative Impact Policy (CIP) promised is completed and the recommendations received.
 - c. The applicant should be told that this licence request is being held in abeyance until the CIP investigation is available.
 - d. See emails at **Section H** confirming lack of progress in this failed CIP exercise.
2. **There is excessive anti-social behaviour in West St. caused by drunken & drug-using individuals and all of this is well documented.** See article in STAR on 8th June 2016 (web link is below), the recent photo taken on West Street (above) and Section J.
 - a. What do the local businesses and residents have to do to get the City Council to exert some control over this situation?
 - b. Will every vacant property on West Street be allowed by Licensing Committee to become a 24/7 off-licence?
3. **Strong 6-9% alcohol sales should be banned** in this area from **ALL outlets**, as has been done in other towns.
4. **Options to control the situation include:**
 - a. Single cans of alcohol should be forbidden from sale – strong beer is currently available at £1.10 per can. See **Section I** below for extracts from a report compiled by University of Sheffield on the cost to the UK of alcohol abuse.
 - b. There should be a minimum price per unit placed on single cans – see extracts below from a report covering pricing the by the Alcohol Health Alliance at **Section E**.
 - c. There should be an agreement relating to all local outlets that cans above a certain percentage strength should be marked in a way that enables the seller to be identified
 - d. Or a combination of the above principles.
5. More licensed outlets make it more difficult to control each one, due to stretching both police and licensing enforcement resources.
 - a. It is unreasonable to blame the police for the anti-social behaviour, when the City Council is sitting on its hands and doing nothing about the growth in cheap alcohol outlets.
 - b. There is direct correlation between the availability of cheap, strong alcohol and its consumption – see **Section G** for evidence.
 - c. Reports to the police number at 101 are **NOT** a useful measure of the problems being experienced. Calls to 101 are subject to long delays in being answered, so cannot be used as an indication of need. See Use of 101 at **Section D**.
6. Central Ward Councillors have not been consulted for their opinions on the need for a CIP. This is another example of the lax City Council attitude to current problems.

(Reasons for Denying Application continued)

7. The creation of the **Help-us Help** campaign follows a long repeated recommendation from SCCRAG that all agencies dealing with the street drugaholic community should coordinate their efforts.
 - a. The introduction of **Help-us-Help** in November 2016 was a welcome move;
 - b. Regrettably SCC's Licensing Department is not involved with this key initiative. Consequently it is not in a position to find out how extremely damaging its failure to act responsibly over the control of alcohol is to the health and livelihoods of the drugaholics themselves, to local businesses and to residents.
 - c. **This is an abrogation of responsibility by Licensing.** There is a duty to see what the impact of its policy has on local communities. It continues to sanction more and more outlets, without taking any account of the impact its wanton disregard for public safety is having on the local community. And without conducting the CIP it was tasked to do.
 - d. **Long-established businesses will leave the area if this problem is not brought under control. Section J** lists the serious problems they are facing.
8. The City's much valued **Purple Flag and Best Bar None** certifications could be put at risk by evidence of failure to control this excessive anti-social behaviour caused by alcohol.
9. The objection closing date of 29 Dec involves Christmas holidays, thereby shortening considerably the opportunity for objections to be raised. **The deadline for objections should be extended.**

SECTION C: Meeting Licensing Regulations:

Under Government Licensing Regulations, to prevent an application being granted, it is necessary to demonstrate how and why one of these issues will arise.....

1. The prevention of crime and disorder
2. Public safety
3. The prevention of nuisance
4. The protection of children from harm

There is huge evidence that the excessive availability of cheap alcohol – this will be the 6th 24hr off-licence on West Street – is clearly causing crime and disorder, nuisance and dangers to public safety.

See The STAR article at www.thestar.co.uk/news/enough-is-enough-sheffield-residents-and-businesses-oppose-fresh-off-licence-plans-for-area-blighted-by-street-drinkers-1-7952213 published 6th June 2016 for examples of the problem when the last licence was granted. Things have gone worse in the past six months, according to those living and working in the area.

SCCRAG invites Licensing committee to join a visit to commercial premises on West Street, to find out how much damage this is causing to their trade.

Alcohol Exclusion Zones already operate in many parts of the UK including Beckenham, Bromley, Bury, Chippenham, Cheltenham, Corby, Harrow, Kettering, Newcastle, Oldham, Penge, Pontefract, Wellingborough, Winchester, York. Why does Sheffield lag behind these places?

SECTION D: Use of 101 to report anti-social behaviour

- 07 Oct 2015 Daily Telegraph: Inspector Matt Johnson, from Cambridgeshire Police, left local politicians flabbergasted when he admitted in a public meeting that "life was too short" to use the 101 non-emergency telephone number
- 16 JULY 2016 Daily Telegraph: Almost three-and-a-half million calls to 101, the police's non-emergency number, went unanswered in the last four years, according to new figures.
- Some callers to the number, designed to deal with reports of crime such as drug dealing and theft, waited for more than two hours before they either gave up or were answered.
- The number of abandoned calls between 2012 and May 2016 is **3,469,984**, according to Freedom of Information requests by the Daily Mail that were answered by 36 out of 43 UK police forces.
- Businesses on West Street have told SCCRAG they have found it too time-consuming to report issues on 101. As an alternative they have been advised by SCCRAG to use www.reportingcrime.uk for non-urgent reports.

SECTION E: Cheap alcohol: the price we pay – Report available online at

www.basl.org.uk/uploads/Cheap%20alcohol%20the%20price%20we%20pay%20AHA%20Oct%202016.pdf

This report was compiled by four member organisations of the **Alcohol Health Alliance (AHA)** – the Institute of Alcohol Studies; Alcohol Focus Scotland; Balance, the North East Alcohol Office; & Healthier Futures:

Extract: Cheap booze can be found on every street corner.

Fundamentally, very little has changed since the last report was carried out five years ago. Alcohol continues to be sold at pocket money prices, with white cider dominating the market for cheap, high-strength drinks.

- *While the lowest price we report is 16p per unit, we found a broad range of products on sale for 25p or less, which is half the 50p minimum unit price recommended by health bodies and alcohol charities.*
- *At the cheapest price per unit for white cider (16p), the low-risk drinking limit of 14 units per week for both men and women could be purchased for just £2.24.*
- *High-strength white cider products, which are predominantly drunk by dependent and underage drinkers, are sold for as little as 16p per unit of alcohol.*
- *For the cost of a standard off-peak cinema ticket you can buy seven and a half litres of 7.5% ABV white cider, containing as much alcohol as 53 shots of vodka.*
- *Recent cuts in alcohol taxes allow shops and supermarkets to sell alcohol at pocket money prices but have done little to benefit pubs and their customers.*

SECTION F: Limiting the sales of alcohol by limited licensing: Cumulative Impact Policy

Cumulative Impact Policies (CIPs) are local 'special policies' to introduce a presumption against new licences to sell alcohol from bars, shops, pubs or clubs in a designated area. They can be adopted where there is evidence that the number or concentration of premises give rise to a harmful impact on the promotion of the licensing objectives and where a licensing authority has consulted local people and businesses.

A CIP does not prevent new alcohol retailers in an area, but makes an applicant prove they will not add to the problem in an area, possibly by amending their proposed business plans



The 9% alcohol content cans found all over West Street and surroundings

SECTION G: Extract from ongoing study into begging in Sheffield, alcohol and anti-social behavior.

During the short period I have been conducting the pilot study into begging in the city and its contribution to the growing issues around anti-social behaviour (which will not be completed until March 2017) it is clear that the prevalence of cheap alcohol sales outlets on and around West Street are adding to an already considerable issue.

In all the areas across the city that have higher levels of anti-social behaviour there is always the opportunity to access cheap high strength alcohol in both large quantities (3 Litres +) and in single cans. The single cans are predominately used to limit the effects of withdrawals from drug or drink binges and enable vulnerable adults to find a way to continue in the downward spiral to dependency.

Author: Graham Chidlaw, for Cathedral Archer Project – partner in the study, which is funded by Housing Independence Service from the City Council

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SECTION H: Emails relating to commitment by Sheffield City Council to investigate a Cumulative Impact Policy, most recent first.

From: Licensing
Sent: 14 December 2016
To: SCCRAG
Subject: SCC investigation into Cumulative Impact Policy and Alcohol Saturation Zone

As you are aware from our meeting earlier in the year, I have experienced difficulties gaining any tangible evidence from partnership organisations and this remains the case. At this moment in time as a service we are still waiting for information / evidence and statistics with regards to crime & disorder, anti-social behaviour, health issues, A&E and/or hospital admissions, numbers etc. This is all the information we will need to impose a Cumulative Impact Policy. As a service, we do not hold such information and rely on partners to provide the details necessary to take the matter before the Licensing Committee. Without such evidence, we do not have a case.

Work on this stopped and that is due partly to not receiving any of the above responses (evidence), and secondly because my manager allocated other work to me that was essential to service delivery moving forward. This is not an excuse but our service only has a limited amount of resources to work on policy / strategic issues and this has been taken up with certain high profile matters over the last four/five months.

I am hopeful that your email will prompt other services to look at this closely and begin to provide me with the necessary evidence or begin to tackle the issues you are having as a community from other angles.

SCCRAG has asked for a list of the organisations that have failed to produce the requested information. So far nothing has been supplied.

From: SCCRAG Sent: 04 October 2016
To: Licensing
Subject: Re: CIP and the Devonshire Quarter

The email string below might have some significance in your investigations into the Cumulative Impact Policy. It is part of the ongoing problem in the West Street / Devonshire Green / Victoria St / Gell Street area that now involves a range of organisations. It has been getting worse since Graham and I met you and there was another assault yesterday evening in Victoria Street. Not sure whether this was alcohol or drug related at this stage, because the police will only say "*There was an assault*".

From: Licensing Sent: 04 July 2016
To: SCCRAG
Subject: RE: Cumulative Impact Policy for West Street-Devonshire Green

Good afternoon. Thanks for your email.

By way of an update, I am in the process of information gathering at the moment and have held/scheduled meetings with authorities who I think can input into the investigation and provide me with tangible evidence to provide to the Licensing Committee and information on how this issue can be tackled in a holistic manner. I am struggling somewhat due to the time of year and people being

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away on holiday but am attempting to get things booked in as soon as I can in order to get this heard as soon as possible.

From: SCCRAG
Sent: 01 July 2016
To: Licensing
Subject: RE: Cumulative Impact Policy for West Street-Devonshire Green

Has there been any progress on the Cumulative Impact Policy investigation for West Street-Devonshire Green, covered in your email below dated 8th June?

From: Licensing
Sent: 08 June 2016
Subject: Licensing Committee Appeal by SCCRAG, 9th June

I have been asked by Simon Green (Executive Director Place) and Steve Lonnia (Head of Licensing) to respond to your email below.

It is my intention to research SCCRAG's request for a Cumulative Impact Policy (CIP) to be applied to off licence applications in the West Street area carefully and gather evidence in order to put forward a proposal to the Licensing Committee in the coming months.

Unfortunately, we are not able to defer the pending off licence application, but with the evidence submitted in your objection and other supporting objections, the Licensing Sub-Committee can apply necessary conditions with regards to super strength alcohol and minimum price.

I will be working closely with Public Health, the Drugs and Alcohol Coordination Team and South Yorkshire Police and intend to meet up with you to discuss your experience in further detail.

Perhaps you could provide me with some availability over the next couple of weeks and we can get something booked in?

From: Chair of Licensing
Sent: 14 June 2016
To: SCCRAG
Subject: RE: Aslan Go Local determination notice: Failure to recommend a CIP

As Chair of the Committee on that day what I will say is that we were presented with very strong evidence that there are problems in the area. Problems which are impacting on local residents, local businesses and visitors to the area. Problems which I do not believe are acceptable and which do need to be addressed. What we did not receive (and you may well question how this can be done for a premises which is not yet open) was any evidence that this particular application would certainly add to the problems. We even questioned if there had been issues with the applicants current business in the area as that may have indicated his new business would cause problems. We were told there had been no issues. In the absence of such evidence and working to legislation

that presumes that unless you have such evidence a license will be granted, I believe the Committee made the correct decision.

As you have been informed, as a result of the evidence presented the Licensing Service is investigating a Cumulative Impact Policy for the area. This is as a result of the current problems and not the application we were considering. Hence I do not feel it would have been appropriate to mention that in the determination. I am more than happy to say that the evidence we have seen suggested we need to explore such a policy. When the full review is completed the Licensing Committee will make a decision on all the evidence available. To comment further either way at this stage could be considered prejudicial to that decision and may leave it open to challenge and I would really wish to avoid that.

Also as a direct result of your submissions I will be meeting the Director of Public Health next week to see how Licensing may be able to contribute to addressing the problems.

Whilst we all have our personal opinions on the current Licensing Legislation and new applications, if there is evidence that any licensed retailer in the area is directly contributing to the problems then we can take very strict action, including revocation of that license. We are happy to receive such evidence at any time and will act on it. Recognising the difficulties in attributing the problems to any individual retailer we are also happy to work with the retailers to see if they might be prepared to agree some of the helpful suggestions put to the Committee last week on a voluntary basis.

This detail was not put in the notice as again it related to the general issues rather than the individual application.

I am sorry you feel the Licensing Committee does not take the issues seriously. We do. To address these needs a far wider approach than simply licensing, but you have my assurance that we are very keen to play our part in wider initiatives to address this unacceptable situation.

(the underlines are added by SCCRAG)

From: SCCRAG
Sent: 14 June 2016
To: Licensing
Subject: RE: Aslan Go Local determination notice: Failure to recommend a CIP

Thanks for this copy of the Aslan Off-licence application Licensing meeting minute. Disappointingly it makes only one passing reference to a Community Impact Policy, but that is not mentioned in the "Reasons for the Decision" or in any conclusions or recommendations.

We could not believe the minutes where they say:

- "The Committee then considered was whether the application to grant would undermine the licensing objectives when primarily considering public nuisance and determined that it would not.

So the photos of paralytic street drinkers in the area and the statements of public nuisance, crime and anti-social behaviour from business owners and residents meant nothing to the committee? Not to even warrant a comment in the minutes that "In view of the concerns raised by residents, police and local businesses, there will be an investigation into a Community Impact

Policy for the area"? All the minutes say is "There is no Cumulative impact Policy in place" but nothing to say one should be considered in view of the objecting evidence presented.

And why did Licensing Committee fail to suggest conditions on the sale of alcohol with regards to super strength beers and minimum price?

The Licensing Committee is like a toothless tiger and nothing has changed despite the horrors of West Street documented in our report.

The minutes go on to say -

- "Members could not take into account the representations stating that the area is at saturation point nor can they consider 'need'"

Perhaps not, but they COULD have expressed concern at the evidence presented and placed a recommendation on record that something WILL be done to consider the fact that the public are now bypassing West Street and Devonshire Green because of the excessive alcohol and drugs being consumed in the area.

As you can see, I have copied this email to other relevant parties because, once again, the views and livelihoods of people in the area have been ignored by Licensing Committee. In other towns and cities there is a different approach aimed at solving problems, but our city always ducks them. Surely there could and should have been something in the minutes that gave hope to those whose lives and businesses are being blighted. Do the people on Licensing Committee have no care for the situation?

I have received an email from Claire Bower saying that "*It is my intention to research SCCRAG's request for a Cumulative Impact Policy (CIP) to be applied to off licence applications in the West Street area carefully and gather evidence in order to put forward a proposal to the Licensing Committee in the coming months*".

That is reassuring, but it carries much less weight or chance of success if Licensing Committee failed to say that it believed such a strategy is needed in view of the evidence presented.

We are very disappointed in the failure of Licensing to recognise and recommend the need for a CIP in view of the weight of evidence available to them.

SECTION I: Extracts from the Alcohol Health Alliance UK entitled 'Cheap alcohol: the price we pay'.

- In England almost 23,000 deaths each year are related to alcohol.
- Every year, over one million hospital admissions are related to alcohol use.
- One person dies every hour from alcohol-related causes.
- Alcohol accounts for 10% of the UK burden of death and disease, making it one of the three biggest lifestyle risk factors in our country.
- Alcohol is a poison with links to around 200 medical conditions and injuries, including at least seven different types of cancer.

- f. And we are all paying the price. The Government estimates that alcohol misuse costs the NHS up to £3.5 billion every year (equal to £120 for every UK taxpayer) and the wider society in the UK more than £21 billion around half the total schools budget for England and Wales.
- g. Modelling by the University of Sheffield estimated that in the first year alone, introducing a 50p MUP in Scotland would mean:
- 60 fewer deaths
 - 1,600 fewer hospital admissions > 3,500 fewer crimes.

Work commissioned by the UK Government from the University of Sheffield revealed that 1 year after introducing an MUP in England there would be:

- 50,700 fewer crimes
- 376,600 fewer days absent from work
- 92 fewer deaths.
- After 10 years, alcohol-related hospital admissions would be down 35,100 per year and over the period would lead to substantial gains to the quality of life of individuals, which health economists value at £5.1 billion.

Interestingly, it would also reduce health inequalities, with 8 out of every 10 lives saved coming from the lowest income groups.

Minimum pricing is working in practice in parts of Canada where it has resulted in a reduction in the amount people drink, with fewer alcohol-related hospital admissions, fewer deaths and a fall in alcohol-related crime.

As independent experts acknowledge, addressing the affordability of alcohol will not solve every problem caused by alcohol, but it should be the central pillar of any evidence-based alcohol strategy. That central pillar was in place in the 2012 Government Alcohol Strategy but, with the help of sections of the alcohol industry, it was knocked down, with the result that we continue to see lives being put at risk because of the widespread availability of incredibly cheap, strong alcohol.

SECTION J: Extracts from comments in statements by West Street businesses:

T L Killis Cleaning Equipment: *'We have drunks come into the shop while we are serving customers, swearing and on occasions, refusing to leave. We can't get police help! Saturday afternoon five young men were fighting outside my shop. One got knocked down and banged his head on the pavement; then three of the men started kicking him in the head. I went outside and told them if you don't stop I will call the police. They didn't take any notice of me and continued kicking him. I came back into my shop at 6:05pm and called the police. I stayed behind late, left my shop at 7:08pm and still no police had arrived. The young man could have been killed or suffered brain damage..... My female staff is frightened to go to the car park to collect their cars. The have been followed, spoken to in an aggressive manner, and therefore will now only go when there are two of them. The same thing has happened to my wife. I was going to the car park one evening when three men were stood outside. One of them jumped out in front of me and said "Give is a pound". Of course, he didn't get any money from me but if this had been a lady it may have been a very bad experience for them.....'*

Shepherd Opticians: *'We have been a business in the same premises for nearly 90 years. In the past two years we have lost two major accounts due to the reputation of the area. Reps have been hassled and made to feel unsafe. We have lost patients as "street drinkers" aggressively push for money for a host of lies making my patients feel uncomfortable and quite scared. This has led to us losing customers and the one reason is the abuse, fights, swearing, public urination and defecation in front of our premises. I myself have been physically abused. I respectfully suggest that you DO NOT grant another licence until you are capable of dealing with the issues you already have. If you wish to see the effects this has, come and sit in our reception for a day; your eyes will be opened.....'*

Day Lewis Pharmacy: *'Over the last few years the problems associated with street drinking have changed the area beyond recognition. We have street drinkers coming into the Pharmacy, verbally and racially abusing staff. We have been threatened with violence on leaving the premises. Staff have to walk past intimidating groups of drunk people to collect prescriptions from the local GP practices. Patients are intimidated by street drinkers hanging around the entrance to the Pharmacy. We have also had patients verbally abused whilst on the premises. On one occasion we had to step over a drunk man who was asleep in front of the shop to open up the shop in the morning. Most mornings the area in front of the Pharmacy is littered with half-drunk and empty cans of strong beer. It is most unpleasant to have to clear this mess along with occasional pools of vomit and urine. To allow another off-licence to open would be a ridiculous decision when urgent action is required to tackle this problem. It would be an insult to all the hard-working people who live here and those who try to serve the local community'.*

Henger Barbershop: *'Abusive drunks come into the shop intimidating staff and clients, abusing and begging at foot-fall past my shop, vomiting and spitting on West Street. This is having a serious effect on local business, reducing foot-fall'.*

Creator Hair: *Entering the salon and stealing retail items; entering the salon and being abusive to clients and workers. Falling or being pushed into our large windows. Clients are asked for money when entering or leaving the salon, generally lowering the tone of the area'.*



www.SCCRAG.org

HELP US HELP

<http://helpushelp.uk>

SCCRAG is a supporter of the Help Us Help campaign

email: SCCRAG@gmail.com Twitter: @SCCRAG Facebook: SCCRAG

'Community Action Counts'

From: Peter Sephton [REDACTED]
Sent: 30 December 2016 00:21
To: licensingservice
Cc: (GCSX) Fell Greg (CEX)
Subject: Re: 111 West Street Off-licence Objection from Henger Barbershop

Thanks Jayne for this reply below. I am surprised at your comment about the objection from Mr Foster at Henger Barbers not relating to the Licensing core objectives. By core objectives, I presume you mean:

1. The prevention of crime and disorder
2. Public safety
3. The prevention of nuisance
4. The protection of children from harm

Our interpretation of these points is:

- Will this outlet cause more crime and disorder?
- Will this outlet put public safety at risk?
- Is this outlet likely to increase nuisance to the public?
- Is this outlet likely to cause harm to children?

In the case of West Street we do not believe it is necessary to prove that this specific outlet will break the terms of the licensing laws. We believe that, in the situation now appertaining to West Street of proven and documented anti-social behaviour, it is only necessary to show that another outlet will, based on current evidence, increase the prospects for items (a) to (c) to occur [NB: not (d) – protection of children].

It would have been easier to make this point if the Cumulative Impact Policy promised last June by the Chair of Licensing had been enacted. However, even in its absence we believe there is a powerful case for refusing this application on the grounds that there is a strong probability that items (a) to (c) above will occur, based on

- what is currently happening on West Street,
- statements from objectors
- international evidence that more outlets produce more anti-social problems. See below our footnote on sources of data confirming this view⁽¹⁾.

We can go back to Mr Foster to get more detail, although the reply may then fall outside the closing date. However we feel sure he will say that his comments do relate to the first three items in the list.

As SCCRAG sees his remarks, another cheap alcohol outlet on West Street will increase the prospects of his business experiencing:

- *"abusing drunks coming into the shop intimidating staff and clients (cause more disorder & nuisance to the public)*
- *"abusing and begging at (the) footfall past my shop (public safety at risk and increase nuisance to the public)*
- *"vomiting (&) spitting on West Street (increase nuisance to the public)*
- *"...having a serious effect on local business, reducing footfall" (increase nuisance to the public and damage the local economy)*

In our opinion Mr Foster is correct and his list relates directly to the opening of a new outlet. There is ample evidence in the statements from objectors of serious current problems with alcoholics on West Street and surrounding areas causing the behaviour Mr Foster lists. There is also evidence nationally and internationally that the more opportunities exist to buy cheap alcohol, the more those addicted to it will gravitate to those outlets and increase the amount of anti-social behaviour locally. Consequently one more outlet in an already saturated area wracked with anti-social behaviour caused by excessive alcohol can be assumed to increase the amount of anti-social behaviour in that area. It also stretches the resources of enforcement agencies such as the police and licensing

staff even further, therefore making control of the outlets more difficult. That creates further probability that more anti-social behaviour will result.

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Had the Licensing Committee prepared a Cumulative Impact Policy, it could have used the explanation in Para 1.5 of the Revised Guidance issued under section 182 of the Licensing Act 2003, namely:

- providing a regulatory framework for alcohol which reflects the needs of local communities and empowers local authorities to make and enforce decisions about the most appropriate licensing strategies for their local area; and
- encouraging greater community involvement in licensing decisions and giving local residents the opportunity to have their say regarding licensing decisions that may affect them.

Even without a CIP in place, we take the view that there is sufficient evidence to make a deferral decision on this application based on the current conditions in West Street, using this Revised Guidance issued under section 182 of the Licensing Act 2003 - March 2015. The deferral should remain in place until the availability of a Cumulative Impact Policy and possible Alcohol Exclusion Zone have been provided by the City Council.

This case will be made to the Licensing Committee at the hearing. In the light of these comments, your views on Mr Foster's statement will be interesting.

Best regards

Peter

P J Sephton
Chair of SCCRAG

⁽¹⁾ **References:**

a. Revised Guidance issued under section 182 of the Licensing Act 2003:

www.gov.uk/government/uploads/system/uploads/attachment_data/file/418114/182-Guidance2015.pdf

Para 1.5: The legislation also supports a number of other key aims and purposes. These are vitally important and should be principal aims for everyone involved in licensing work.

They include:

- protecting the public and local residents from crime, anti-social behaviour and noise nuisance caused by irresponsible licensed premises;
- giving the police and licensing authorities the powers they need to effectively manage and police the night-time economy and take action against those premises that are causing problems;
- recognising the important role which pubs and other licensed premises play in our local communities by minimising the regulatory burden on business, encouraging innovation and supporting responsible premises;
- **providing a regulatory framework for alcohol which reflects the needs of local communities and empowers local authorities to make and enforce decisions about the most appropriate licensing strategies for their local area; and**
- **encouraging greater community involvement in licensing decisions and giving local residents the opportunity to have their say regarding licensing decisions that may affect them.**

b. GoWell: Using Research Evidence to Promote Multi-Sectoral, Multi-Level Policy Processes for Neighbourhood and Community Improvement

The second most important (positive) association was found between crime rates and the number of licensed alcohol outlets in an area. The relative importance of this structural factor has increased over time.

www.gowellonline.com/assets/0000/0562/Briefing_Paper_20.pdf

c. Do Liquor Stores Increase Crime and Urban Decay? - Evidence from Los Angeles - University of California, Berkeley, www.colgate.edu/portaldata/imagegallerywww/2050/ImageGallery/teh_jobmktpaper.pdf

d. How Alcohol Outlets Affect Neighborhood Violence - Pacific Institute for Research and Evaluation <http://resources.prev.org/documents/AlcoholViolenceGruenewald.pdf>

B14

Petition to Oppose the Granting of an Off-licence at 111 West Street, S1 4EQ

West Street has many issues with street drinkers and anti-social behaviour and much of the cause is 9% strength beer in black cans sold from retail off-licences to alcoholics. 111 West Street will be the sixth retail outlet selling cheap alcohol, in addition to the many pubs along the street.

This alarming amount of anti-social behaviour is caused by people obtaining strong cheap alcohol. The problems it creates have been a constant source of complaint from residents and local businesses to police, to our community association SCCRAG and to local Councillors. It has created pressure on services like paramedics, ambulances and hospitals but the Licensing Committee has done nothing to help reduce these problems and keeps granting new licences.

Last June the Licensing Committee Chair agreed there was a problem in the area caused by an excess of cheap strong alcohol and that an investigation would take place into a Cumulative Impact Policy with a view to the creation of an Alcohol Saturation Zone. This important decision would have provided the grounds for opposing yet another off-licence, but no Cumulative Impact Policy has been forthcoming.

We now find that the City Council has done nothing to fulfil these promises, therefore Licencing Committee is unlikely to prevent yet another source of cheap strong alcohol opening 24 hours a day throughout the year. The effect is to attract everyone seeking plentiful alcohol into the area in which we spend our time, making it extremely unpleasant and intimidating to be here, day and night.

We appeal to the City Council Licensing committee to find a way to defer this licence, at least until a Cumulative Impact Policy has been investigated. Our reasons are:

1. Excessive anti-social behaviour in West St. caused by drunken individuals – all well documented
2. Strong 9% alcohol sales should be banned in this area from ALL outlets
3. All locally sold cans should be marked in a way that enables the seller to be identified
4. Single cans of alcohol should be forbidden from sale
5. No more outlets before the Cumulative Impact Policy (CIP) promised last June is completed.
6. Our local Councillors have not been consulted for their opinions on the need for a CIP
7. The objection date of 29 Dec involves Christmas holidays, thereby shortening it considerably

We, the undersigned have experienced the following problems caused by the people who use local off-licences, buy their strong beer and create intimidating anti-social behaviour:

ENTERING THE SALON AND STEALING RETAIL ITEMS

ENTERING THE SALON AND BE ABUSIVE TO CLIENTS AND WORKERS

FALLING OR BEEN PUSHED INTO OUR LARGE WINDOWS

CLIENTS BE ASKED FOR MONEY WHILE ENTERING OR LEAVING THE SALON

GENRALLY LOWING THE TONE OF THE AREA (continue overleaf if needed)

Signed:

Print Name

Premises

M PEARSON

CREATOR HAIR,
[REDACTED] WEST ST.

Please return completed petitions to Carson Stationary, 107-109 West Street S1 4EQ **by 23 Dec**

Petition organised by SCCRAG – Sheffield City Centre Residents Action Group
www.SCCRAG.org email: SCCRAG@gmail.com Twitter: @SCCRAG Facebook: SCCRAG

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Petition to Oppose the Granting of an Off-licence at 111 West Street, S1 4EQ

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Last June the Licensing Committee Chair agreed there was a problem in the area caused by an excess of cheap strong alcohol and that an investigation would take place into a Cumulative Impact Policy with a view to the creation of an Alcohol Saturation Zone. This important decision would have provided the grounds for opposing yet another off-licence, but no Cumulative Impact Policy has been forthcoming.

We now find that the City Council has done nothing to fulfil these promises, therefore Licencing Committee is unlikely to prevent yet another source of cheap strong alcohol opening 24 hours a day throughout the year. The effect is to attract everyone seeking plentiful alcohol into the area in which we spend our time, making it extremely unpleasant and intimidating to be here, day and night.

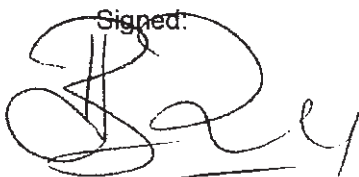
We appeal to the City Council Licensing committee to find a way to defer this licence, at least until a Cumulative Impact Policy has been investigated. Our reasons are:

1. Excessive anti-social behaviour in West St. caused by drunken individuals – all well documented
2. Strong 9% alcohol sales should be banned in this area from ALL outlets
3. All locally sold cans should be marked in a way that enables the seller to be identified
4. Single cans of alcohol should be forbidden from sale
5. No more outlets before the Cumulative Impact Policy (CIP) promised last June is completed.
6. Our local Councillors have not been consulted for their opinions on the need for a CIP
7. The objection date of 29 Dec involves Christmas holidays, thereby shortening it considerably

We, the undersigned have experienced the following problems caused by the people who use local off-licences, buy their strong beer and create intimidating anti-social behaviour:

We have been a business in the same premises for nearly 90 years. In the past two years we have lost 2 major accounts due to the reputation of the area. Reps have been harassed & made to feel unsafe.

We have lost parents as "Street drinkers" aggressively push for money for whole host of less. (continue overleaf if needed)

Signed: 

Print Name
Miss. H.E
BAUDY

Premises
Shepherd Opinions
 S1 4EQ

Please return completed petitions to Carson Stationary, 107-109 West Street S1 4EQ **by 23 Dec**

Petition organised by SCCRAG – Sheffield City Centre Residents Action Group
www.SCCRAG.org email: SCCRAG@gmail.com Twitter: @SCCRAG Facebook: SCCRAG

making my parents feel uncomfortable & quite
scared. This has led to us losing customers and the
one reason is the abuse, harassment, rights, sweeping
public information & dedication in front of our premises.
I myself have been physically abused!

We used to ring the police & city ambassadors on a
daily basis - they can't do anything.

I have emailed & written to the council & an MP
equally nothing!

I respectfully request you do not grant yet another
licence until you are capable of dealing with the
issues you already have!

If you wish to see the effect this has, come &
sit in our reception for a day, your eyes will be opened.

Regards
J. Bradley

B17

Petition to Oppose the Granting of an Off-licence at 111 West Street, S1 4EQ

West Street has many issues with street drinkers and anti-social behaviour and much of the cause is 9% strength beer in black cans sold from retail off-licences to alcoholics. 111 West Street will be the sixth retail outlet selling cheap alcohol, in addition to the many pubs along the street.

This alarming amount of anti-social behaviour is caused by people obtaining strong cheap alcohol. The problems it creates have been a constant source of complaint from residents and local businesses to police, to our community association SCCRAG and to local Councillors. It has created pressure on services like paramedics, ambulances and hospitals but the Licensing Committee has done nothing to help reduce these problems and keeps granting new licences.

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We, the undersigned have experienced the following problems caused by the people who use local off-licences, buy their strong beer and create intimidating anti-social behaviour:

Over the last few years the problems associated with street drinking have changed the area beyond recognition. We have street drinkers coming into the Pharmacy, verbally and racially abusing staff. We have been threatened with violence on leaving the premises. Staff have to walk past intimidating groups of drunk people to collect prescriptions from local GP (continue overleaf if needed) PRO

Signed: *E.R. Khan*. Print Name *Farma MUHAMMAD* Premises *DAY LEWIS PHARMACY*
[Redacted] Road
Sheffield
[Redacted]

Please return completed petitions to Carson Stationary, 107-109 West Street S1 4EQ by 23 Dec

Petition organised by SCCRAG – Sheffield City Centre Residents Action Group
www.SCCRAG.org email: SCCRAG@gmail.com Twitter: @SCCRAG Facebook: SCCRAG

practices. ~~SA~~ (Deronshire Green mc. + Hanover). **BB**

Staff members also have to take large amounts of money to the Post Office on Brook Hill, again having to negotiate street drinkers.

This can, and has been, very intimidating.

Patients are intimidated by street drinkers hanging around the entrance to the Pharmacy. We have also had patients verbally abused whilst on the premises.

On one occasion we have had to step over a drunk man who was asleep in front of the door to open the shop up in the morning.

Most mornings the area in front of the Pharmacy is littered with half-drunk and empty cans of strong beer. It is most unpleasant to have to clear this mess along with occasional pools of vomit and urine.

To allow another Off-Licence to open would be a ridiculous decision when urgent action is required to tackle this problem.

It would be an insult to all the hard-working people who live ^{here} and ^{those who} try to serve the local community.

Petition to Oppose the Granting of an Off-licence at 111 West Street, S1 4EQ

BF

West Street has many issues with street drinkers and anti-social behaviour and much of the cause is 9% strength beer in black cans sold from retail off-licences to alcoholics. 111 West Street will be the sixth retail outlet selling cheap alcohol, in addition to the many pubs along the street.

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7. The objection date of 29 Dec involves Christmas holidays, thereby shortening it considerably

We, the undersigned have experienced the following problems caused by the people who use local off-licences, buy their strong beer and create intimidating anti-social behaviour:

- 1) We have drunks come into the shop while we are serving customers, swearing and on occasion refusing to leave. We can't get Police Help!
- 2) Saturday afternoon five young men were fighting on the corner outside my shop, one got knocked down and banged his head hard on the pavement then three of the men started kicking him in the head. P.T.C
(continue overleaf if needed)

Signed:

Print Name

TIBOR L HILL

Premises

286, GLOSSOP ROAD

SHEFFIELD

DATE: 15th DECEMBER 2016

SIO ZHS

Please return completed petitions to Carson Stationary, 107-109 West Street S1 4EQ by 23 Dec

Petition organised by SCCRAG – Sheffield City Centre Residents Action Group
www.SCCRAG.org email: SCCRAG@gmail.com Twitter: @SCCRAG Facebook: SCCRAG

B18

I went outside and said to them if they don't stop I will call the Police. They didn't take any notice of me and continued kicking him. I came back into my shop at 6.05pm, called the police, I stayed behind late to do the weekly takings, left my shop at 7.08pm and still no police had arrived. The young man could have been killed or suffer brain damage.

3) My female staff are frightened to go to the carpark to collect their cars. They have been followed, spoken to in an aggressive manner and therefore will now only when there is two of them together. The same thing has happened to my wife!

4) I was going to the carpark to collect my car one evening when 3 men were stood outside the pub. One jumped out in front of me and said 'GIVE US A POUND', of course he didn't get any money from me although if this had been a lady it may have been a very bad experience for them!

5) I have NOT seen a police officer on the 'beet' for two years and maybe more. The only time you see police is when there is a football match on, and even then they are all sitting inside a Mercedes Sprinter, what is the matter with the police are they frightened of the public?

I could continue although I fear this may become a book.

B19

Hollis Georgina (CEX)

From: Proctor Matthew on behalf of licensingservice
Sent: 23 December 2016 11:43
To: Hollis Georgina (CEX)
Subject: FW: Re- Off-Licence Application 111 West Street

From: David Village [REDACTED]
Sent: 23 December 2016 11:27
To: licensingservice
Subject: Fw: Re- Off-Licence Application 111 West Street

Georgina,

I have elaborated hopefully to engage with some of the Core Objectives.

Dear sirs,

I would like to **object** strongly to this application.
It is not necessary to have another off-license on West Street.

Situated at 180 West Street, we are regularly having problems with street drunks which is effecting our business.
Every week we witness disorder relating to Alcohol consumption along West Street. Drunks arguing, swearing in very loud voices at each other, fights and general unacceptable behavior.
They are seen begging for change. Some approach people at the Tram stop which surely is a nuisance to the public, and could be quite frightening to women with children.
The police are regularly called out to West Street with Public Safety incidents. Recently a Drunk stepped out in front of a bus and was hit !

In the Summer they sit in groups on the side street drinking off Orange street.
They use the entrance to our car park as a toilet and its disgusting when our Customers have to walk past human waste to get to our showroom door way.

In the evening there is a huge increase in numbers of people; at the weekends it can be a place to avoid.
The availability of cheap booze just exacerbates the problem of people being drunk, not just Men but Women too. It really upsetting to see women urinating in the side street.

We are looking to expand, but at this stage with all the localised problems around us I'm not sure why we should stay on West Street.
Another off-license will only increase the problem !

Kind Regards



B26

From: Steve Lee [REDACTED]
Sent: 30 December 2016 00:43
To: licensingservice
Subject: Objection to licence application for 111 West Street, City Centre

Dear Sir / Madam

I am writing to register our objection to the application for yet another 24 Off Licence on West Street in the City Centre.

Firstly, I am a member of the Sheffield City Centre Residents Action Group and fully support and endorse the detailed objection submitted by them on behalf of our community. I also wish to express serious concern about the City Council's complete indifference to tackling the problem of alcohol abuse by undertaking a Cumulative Impact Policy and Alcohol Saturation Zone assessment as promised after they ignored all evidence last summer and granted a licence only yards from the current application. This failure to act is ruining our community and the lives of people and businesses within it.

By approving yet another off licence the City Council is failing in its duty to ensure the following objectives are upheld:

- The prevention of crime and disorder

Abuse, harassment and violence are commonplace. Residents in the vicinity of the application have been broken into by drunks and drug addicts demanding money.

- Public safety

The general public are frequently intimidated and bullied into handing over money to buy alcohol. Broken glass, needles and vomit cover the streets on a daily basis.

- The prevention of public nuisance

Crowds of drunks with out of control dogs yelling at each other are driving people away. Businesses are losing customers and long term residents are selling up and moving away because the City Council refuses to act to tackle the problem.

- The protection of children from harm

Our children are afraid to walk down the street or go in their local park on Gell Street because of the presence of drunks, attracted to the honeypot of cheap booze and gullible people to exploit on West Street. They are exposed to aggressive drunken people on a daily basis. SCC should be doing all it can to remove these people from our streets – not encouraging more of them.

The predictable response to the objections and concerns raised will of course be that it is unknown if the current applicant will add to the above problems. Let's not be naive. This is a race to the bottom in a highly competitive market. Granting this licence will fuel a fire that is already burning out of control.

B21

Glossop Road Baths



RESIDENTS ASSOCIATION

Glossop Road Baths Residents Association

Sheffield, S3 7RZ

To: Sheffield Licensing Committee - licensing@sheffield.gov.uk

30th December 2016

Objection to the application for an off-licence at 111 West Street

- A. The grounds for this objection are:
- This outlet will cause more crime and disorder
 - This outlet will put public safety at risk
 - This outlet is likely to increase nuisance to the public
- B. The evidence of current activities involving crime, disorder, antisocial behaviour, risk to public safety and nuisance to residents in the 21 apartments at Glossop Road Baths due to excessive alcohol consumption in the West Street area is contained in a footnote at K. Ample further evidence exists in other places, including an article in Sheffield Star newspaper online at www.thestar.co.uk/news/enough-is-enough-sheffield-residents-and-businesses-oppose-fresh-off-licence-plans-for-area-blighted-by-street-drinkers-1-7952213 published 6th June 2016 showing examples of the problem when the last licence was granted.
- C. We believe the Licensing Committee of Sheffield City Council has, in the past, been applying the terms of the Licensing Act too literally, by taking the view that the only way to reject an application for a new licence is for objectors to prove that - at some future point - it will give rise to:
1. Crime and disorder
 2. Risk to public safety
 3. Nuisance
 4. Harm to children
- This is an impossible list of conditions to prove before a new outlet opens and is therefore an unreasonable requirement.
- D. There is new guidance that makes the issue of a new licence more sensitive to the needs of the community and it is our view that the Committee should be minded to use these powers. Under Para 1.5 of the Revised Guidance issued under section 182 of the Licensing Act 2003, licensing authorities are now tasked with:
- I. providing a regulatory framework for alcohol which reflects the needs of local communities and empowers local authorities to make and enforce decisions about the most appropriate licensing strategies for their local area; and
 - II. encouraging greater community involvement in licensing decisions and giving local residents the opportunity to have their say regarding licensing decisions that may affect them.

- E. It is our opinion that, under this guidance, where a licensing authority has clear evidence of excessive use of alcohol leading to high levels of antisocial behaviour in an area, it has a duty to provide a regulatory framework which reflects the needs of local residents and businesses, so that they can go about their activities without hindrance, nuisance or distress.
- F. In June 2016 the Chair of Licensing Committee agreed, under pressure from residents and businesses to stop the opening of a fifth outlet, that a Cumulative Impact Policy would be considered for the West Street-Devonshire Green area as a means of controlling the high amount of cheap strong alcohol being consumed in the area.
- G. Cumulative Impact Policy: Although not specifically referred to in the Act, Guidance provides for the establishment of special areas of cumulative impact. This allows Licensing Authorities to designate such an area where there is evidence that accumulation of licensed premises in it may cause one or more of the licensing objectives to be undermined if further licences are granted.
"The effect of adopting a special policy of this kind is to create a rebuttable presumption that applications for new premises licences or club premises certificates or variations that are likely to add to the existing cumulative impact will normally be refused, following relevant representations, unless the applicant can demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives".
- H. In not enacting during 2016 the regulatory framework that a Cumulative Impact Policy would provide in a locality where there are clear and well-documented problems, the City Council has failed in its duty under Section 182 of the 2003 Licensing Act to make and enforce decisions about the most appropriate licensing strategies for its local area.
- I. To avoid a challenge to this failure to introduce timely controls over a clearly deteriorating anti-social behaviour problem on West Street, our view is that Licensing Committee should defer this application until it has the appropriate policy in place. At which time it should review this application in the light of its decisions on a Cumulative Impact Policy.

Kate Drew, Secretary
 Peter Sephton, Chair

Glossop Road Baths Residents Association

Footnotes:

J. Revised Guidance issued under section 182 of the Licensing Act 2003:

www.gov.uk/government/uploads/system/uploads/attachment_data/file/418114/182-Guidance2015.pdf

Para 1.5: The legislation also supports a number of other key aims and purposes. These are vitally important and should be principal aims for everyone involved in licensing work.

They include:

- protecting the public and local residents from crime, anti-social behaviour and noise nuisance caused by irresponsible licensed premises;
- giving the police and licensing authorities the powers they need to effectively manage and police the night-time economy and take action against those premises that are causing problems;
- recognising the important role which pubs and other licensed premises play in our local communities by minimising the regulatory burden on business, encouraging innovation and supporting responsible premises;

- providing a regulatory framework for alcohol which reflects the needs of local communities and empowers local authorities to make and enforce decisions about the most appropriate licensing strategies for their local area; and
- encouraging greater community involvement in licensing decisions and giving local residents the opportunity to have their say regarding licensing decisions that may affect them.

K: Extracts from comments in statements by Glossop Road Baths residents:

- I. Whilst waiting in the car, I pretended to look for something in my handbag, but kept an eye on the garage gate from the passenger wing mirror to make sure it closed without any of them accessing the parking area. A drunk with a dog came to my car window, and got the dog to furiously jump up at my car door, I immediately, put my window down and told him to get the dog off my car as it would cause damage, he then shouted abuse as to why i was F*****g waiting there and then spat in my face! I called 999 and the police so far have been great; apparently spitting in someone's face is classed as assault. (the aggressor was given a six month prison sentence)
- II. At 20:54 last night I had to call the police. There were 2 men and 1 woman together with a Staffordshire brindle dog outside the Cavendish Street entrance. The woman was aggressively hitting the intercom and trying to get in. Eventually someone let her in and I had to confront her on the stairs and get her to leave. Fortunately the 2 men and dog didn't follow her in. I am going to have to secure that entrance and probably consider a similar solution to 69 Victoria Street if they move to that entrance.
- III. I was standing in the queue at Bargain Beers on West St, at approximately 8-9pm when a dishevelled and clearly inebriated person in the queue in front of me ordered his drinks. He was acting in a somewhat paranoid fashion, constantly glancing over his shoulders and saying "Alright mate?" to me, which caused me to keep my distance. As he was fumbling around in his pocket for the money to pay for his purchase, a pen-knife fell from his pocket to the floor, blade out. The blade was approximately 3" long, 1" wide, narrowing to a point, with a moulded grip handle. Not wanting to get involved, I took a step or two backwards, while he bent down to retrieve it and chose not to raise the matter with him. I stood aside as he left the shop and carried on with my purchase, leaving swiftly thereafter.
- IV. Eventually it was necessary to call 101 because all day, from about 9 am onwards, the drinkers kept coming, turning up, until there were 9-10 sat in Cavendish St entrance. They tried to engage in "drunken conversation" and I had to weave in and out of them to get in and out of the building. By 6pm I had to call 101, as I began to feel threatened as they were so high/drunk.
- V. Last night at 8:20pm we had a very drunk man outside the SPA asking customers as they were leaving for £10.00 to buy his ice cream! Not good for business.
- VI. Over the last 18 months we have spent considerable sums of money in security related matters (CCTV/lighting/gates) and cleaning up after graffiti, vomit, litter...etc... The new door to keep drunks off the entrance steps will cost over £5,000. You know who ultimately has to pay for that....the residents and businesses within Glossop Road Baths....we also now have to consider altering the entrance to Victoria Street, because that has a much smaller lobby area...BUT still a refuge point for homeless/street drinkerswhen the Cavendish Street entrance is taken out of use for them they will go elsewhere (Police advice) The City is now pursuing the retail quarter at great expense (more shops/restaurants/bars) When will someone wake up to getting your house in order before spending multi millions on buildings housing designer goods and organic Teddy Bears....

- VII. Why doesn't Sheffield spend some time, effort and money on figuring out how to stop these people dropping out of society.....? They are leaving it up to volunteers and the charity sector... it stinks.
- VIII. On entering the parking garage, as the door opened I saw two men carrying cans of beer who were clearly drunk in the darkness of the garage. When asked to leave one said in a drunken state that he was waiting for a friend who lived in the building. I asked him who that person was and he gave me a mouthful of abuse. As a woman, I found this intimidating and they would not leave until other residents arrived and took over from me. CCTV photographs are available of the persons involved.
- IX. The street drinking is getting really bad around here and we regularly have to use the other entrance as they're using the Cavendish St doorway as a hangout / toilet. Numerous times I've been chased and grabbed by them. There have been a lot of fights and arguments between them on the street below, in the day and through the night. If a mid /late 20 year old male tenant is finding things threatening, I can only wonder how younger occupiers or females are finding things.



Paul Blomfield MP

B25

Member of Parliament for Sheffield Central

Unit 4, Edmund Road Business Centre, 135 Edmund Road, Sheffield S2 4ED
t: 0114 272 2882 e: paul.blomfield.mp@parliament.uk
www.paulblomfield.co.uk twitter: @paulblomfieldmp

Cllr David Barker
Chair, Licensing Committee
Sheffield City Council
Town Hall
Pinstone Street
Sheffield
S1 2HH

Our Ref: JR/01001/01160828

23 December 2016

Dear David

Re: Application for Off-Licence at 111 West Street, S1 4EQ

I wish to object to the above application in light of concerns over the prevention of crime and disorder, public safety the prevention of nuisance and the protection of children from harm. You will know I have previously opposed applications in this area, most recently in June, because I have deep concerns about the way the West Street area has deteriorated to the detriment of local businesses and residents.

The retail balance on West Street is already weighted far too heavily towards the provision of alcohol and I was therefore pleased that following the consideration of the last application the Council undertook to consider the establishment of a Cumulative Impact Policy (CIP). I had expected that any future applications would be considered in this context but I understand this work has yet to be completed.

The concerns of local residents around safety, anti-social behaviour and public health are well known and I strongly believe that any decision on this application should be refused or at the very least deferred until the completion of the work into the establishment of the CIP has been completed.

With best wishes

Paul

Paul Blomfield
MP for Sheffield Central

Cc Stephen Lonnia, Head of Licensing, SCC

B26

Hollis Georgina (CEX)

From: Hollis Georgina (CEX) on behalf of licensingservice
Sent: 03 January 2017 13:47
To: 'Douglas Johnson'
Cc: Johnson Douglas (GN CLLR)
Subject: RE: Objection - West St off-licence

Dear Cllr Douglas Johnson,

Please accept this email as confirmation that the Licensing Service have received your email, with attached objection detail on 31st December which, in this case falls out of the statutory timescale deadline, the last date for comments was due on 30th December. I am able to confirm that the Licensing Service have not received any correspondence from you prior to this and that the office has been open on Wednesday 28th - Friday 30th December. I have looked at the guidance with regards to representations, in this case to aid natural justice, the Licensing Service will accept your attachment. Please be prepared that there may be legal arguments raised during the Licensing Sub-Committee Hearing to the validity of the representation being received after 30th December and this may be open to discussion by the legal advisor and members should the applicant raise this issue during the hearing.

Kind Regards

Georgina

Georgina Hollis
Licensing Enforcement & Technical Officer Licensing Service Business Strategy & Regulation Block C, Staniforth Road Depot Staniforth Road, Sheffield, S9 3HD.

Telephone: 0114 2734264
Fax: 0114 2734073
Email: licensing@sheffield.gov.uk www.sheffield.gov.uk

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P Please don't print this e-mail unless you really need to

-----Original Message-----

From: Douglas Johnson [redacted]
Sent: 31 December 2016 18:13
To: licensingservice
Cc: Johnson Douglas (GN CLLR)
Subject: RE: Objection - West St off-licence

Now with attachment ...

Cllr Douglas Johnson,
City Ward, Sheffield
[redacted]

B27

Hollis Georgina (CEX)

Subject: FW: Application for a Premises Licence - 111 West Street

From: Greg Fell [REDACTED]
Sent: 29 December 2016 20:19
To: Hollis Georgina (CEX); (GCSX) Fell Greg (CEX)
Subject: RE: Application for a Premises Licence - 111 West Street

Hi georgina

I've thought further on this

My principal concerns set out below are mainly related to crime & disorder, public nuisance and possibly Public safety.

It's obvious that the current application cant be demonstrated to worsen these issue in advance of a lisense being granted but as per below it's hard to make case that an additional licensed premises is going to improve the situation that seems to be the case in this part of the city centre.

Hopefully the points in the email below reinforce the need for a cumulative impact policy. Again as per below I'm not convinced that the available data- certainly from a health and health care perspective - will permit this to be pinpointed to a specific part of the city centre.

Hope this helps elaborate.

I'd be grateful if could keep my personal email address out of the papers for comittee

Thanks

Greg

On 22 Dec 2016 10:17, "Hollis Georgina (CEX)" <Georgina.Hollis@sheffield.gov.uk> wrote:

Greg

As discussed

Licensing 4 Core Objectives and our website link that might help with your representation:-

- Prevention of Crime & Disorder
- Prevention of Public Nuisance
- Protection of Children from Harm
- Public Safety

B28

<https://www.sheffield.gov.uk/business-economy/licensing/general-licensing/alcohol/licensing-act-2003.html>

Please do not hesitate to contact me direct if you need any further assistance (telephone number – not for public 0114 2736937)

Kind Regards

Georgina

Georgina Hollis

Licensing Enforcement & Technical Officer

Licensing Service

From: (GCSX) Fell Greg (CEX)
Sent: 21 December 2016 17:19
To: Hollis Georgina (CEX); licensingservice
Cc: Lonnia Stephen (CEX)
Subject: RE: Application for a Premises Licence - 111 West Street

Hi

I would like to lodge an objection to this application.

I am not sure whether I have grounds to do this – though I'd have no doubt that SCCRAG already have done so.

As I understand the committee asked that some work was undertaken on exploring the potential for a Community Impact Zone focused around this area at a recent meeting. This work has been

commenced. On account of issues collecting the data and officer time to work through it all and put a case together this has not yet been concluded. I may need to do this personally myself in the new year. Indeed the data we have may not be sufficiently nuanced to West Street in particular to definitively answer the question. However I am working on this and getting it together, we have agreed to manage this through the Alcohol Strategy Implementation Group, which meets early in the new year.

B29

Information I DO have is

Ambulance Data

data on YAS calls. Admittedly it is now quite old, and not easy to repeat. This maps calls to YAS by 500m grids across the city. It's in counts, not rates.

It demonstrates what we would expect really – Assaults, rapes, overdoses, stab wounds, people unconscious etc all highest in city centre. From the data we have it is not easy to focus exactly on West street. As I say this data is not easy or quick to update.

Noise data

I have some data on complaints by the premises the complaint was made against.

It's not right (because it only shows the number of complaints against a premises – hard to turn into something useful like a rate, and when he queries he did so looking for licensed premises, which obviously only shows licenced premises)

Drinking data

Modelled data from PHE on proportion of over 16s who binge drink – massively high for central and broomhill / crookes / nether edge. This is not suprising.

Harm data

I have hospital admissions for alcohol related harm by ward (HES data, 2010-14) – shows what you would expect with deprivation a massive influence (ie most deprived wards = highest admissions).

There is little relationship to acute harms though, since most people who are drinking enough to end up needing hospital for chronic alcohol related stuff end up living in the most deprived wards.

Also acute admission would show place of residence, not place where the intoxication occurred.

What I DON'T yet have

B30

Data from Police

Crime data – Don't have any useful data from the police on call out rates and similar (ASB, RTA etc).

Premises they have taken action against – we could try and get this and map it out. Would be helpful to do it by off vs on trade. Issue is that they typically try and work with retailers to help them improve, so don't take legal action in the first instance but save it for a last resort. Hence won't have very high numbers and doesn't help to map much I suspect.

Data from A&E – this will probably be of limited use as it documents place of residence not place where the incident that ED attendance came from.

Littering data – Don't know who holds this or what form it is in – would be useful to get it though as builds case.

Other Data that might be useful

Taxi ques / fights in the que – No idea if/how this gets collected

Vulnerable populations – number homeless living in the areas – Vince may have something he can add in.

I accept that I haven't put this data together in a meaningful way yet

It's pretty clear to me that there isn't really a burning need for another off licence on West St esp a 24 hour one. It's within close proximity to at least 6 licenced premises that open until 3am at least, and a number of fast food outlets – see below.

B31



er Coffee

West St Live, SOYO, Quba, Players, Tiger Works = all open until 3am.

Adnan's and Spicy Chik – also late night opening fast food.

Walkabout to the rear.

There is a taxi rank on Rockingham St outside SOYO.

I do fear that another 24 hr off licence will just draw even more activity to this area that will make it harder to police, and right next to a taxi rank seems inadvisable given accident risk

I accept that there is a proper case to be made around community impact zone. This hasn't been done yet.

Can you advise me what I need to do, if anything in preparation for the meeting of the committee. I don't know the date either.

Thanks in anticipation

B32

Greg

Greg Fell

Director of Public Health

Room 209 Town Hall

SHEFFIELD

S1 2HH

Tel : 0114 2057463

[REDACTED]

Email : [REDACTED]

[REDACTED]

PA : Jo Trezise 2057463 joanne.trezise@sheffield.gov.uk (Monday – Wednesday) Annie Procter
Annie.Procter@sheffield.gcsx.gov.uk (Thursday-Friday)

From: Hollis Georgina (CEX)

Sent: 13 December 2016 16:49

Cc: Bower Claire; Lonnia Stephen (CEX)

Subject: Application for a Premises Licence - 111 West Street

Appendix C

Agreed amendments and conditions

Anderson Anne (CEX)

CI

From: Delamore Lindsey on behalf of licensingservice
Sent: 21 December 2016 12:08
To: Anderson Anne (CEX)
Subject: FW: FW: New premise licence application-111 West Street
Attachments: CCTV Min spec July 2016.doc

From: SHEFFIELD_Licensing [mailto:Sheffield.Liquor-Licensing@southyorks.pnn.police.uk]
Sent: 21 December 2016 11:41
To: licensingservice
Cc: ANDREA MARSDEN
Subject: FW: FW: New premise licence application-111 West Street

Morning All,

Following receipt of the above application we have now received agreement of the following condition:

•A colour CCTV system to the specification of South Yorkshire Police will be fitted, maintained and in use at all times whilst the premises are open. The CCTV images will be stored for 30 days and police and authorised officers of the council will be given access to images for purposes in connection with the prevention and detection of crime and disorder. CCTV footage shall be downloaded and provided to South Yorkshire Police on request. Members of the management team will be trained in the use of the system. A copy of the specification dated July 2016 will be available at all times for inspection of the police and authorised officers.

(see attachment)

Please place on the licence should it be granted.

Thanks

Lucy
Sheffield Licensing Section
South Yorkshire Police
Force Headquarters
Carbrook House
5 Carbrook Hall Road
Sheffield
S9 2EH
Licensing Team



C2

Please be advised that the content of emails may be submitted as evidence to a Licensing hearing should issues arising not be resolved. The Local Council may post them as part of the process on their Website which has public access.

To find out who your local Safer Neighbourhood Team officer is, how to contact them, and to find out what's happening in your area enter your postcode at <http://neighbourhood.southyorks.police.uk>

From: Senthil PR [mailto:████████████████████]
Sent: 20 December 2016 10:56
To: SHEFFIELD_Licensing
Subject: Re: FW: New premise licence application-111 West Street

Hi All,

I agree to the terms and conditions given in the CCTV requirement and I am willing to adopt the condition in relation to CCTV.

If you need any further information please do not hesitate to contact me.

Thank you.

With Regards,
Senthil Periyasamy

On Mon, Dec 19, 2016 at 10:57 AM, SHEFFIELD_Licensing <Sheffield.Liquor-Licensing@southyorks.pnn.police.uk> wrote:

Dear All,

Further to my below email please can you confirm whether you are willing to adopt the condition in relation to CCTV.

Many thanks

Lucy

Sheffield Licensing Section

South Yorkshire Police
Force Headquarters

Carbrook House



South Yorkshire

POLICE

C3

Minimum Standard for CCTV within Licensed Premises

1. There shall be sufficient cameras to cover the areas to which the public have access (including outside drinking areas). Coverage will be to the standard shown as "Detection" on the South Yorkshire Police publication "Advice on Getting the most from your CCTV System".
2. A camera will monitor each entrance to the premise, in order to obtain an image of persons entering the premise to a standard equivalent to that shown as "Identification" on the South Yorkshire Police publication "Advice on Getting the most from your CCTV System".
3. If parts of the premises are not easily supervised from the bar area, a monitor should be placed in such a position as to be viewed by staff working in the bar area of the premises.
4. Images will be recorded in colour.
5. Images will be recorded in 'real time' with a minimum of 12 frames per second being recorded for all cameras. Time lapse or switching between images is not acceptable.
6. The system will be operated, and recordings made during each trading period at the premises.
7. Recorded images will be retained on the system for 30 days (and longer if specifically requested by the police in the event of an incident taking place).
8. Any system installed should be capable of producing immediate copies of recordings on site. Images will be recorded onto a digital Hard drive system), or onto a compatible DVD or USB drive.
9. All systems must have an 'Archive' facility capable of retaining specified images up to the standard 30 day period. 'Encrypted cloud storage' can only be used as a backup system to the digital Hard drive system.
10. Staff should be trained in order to produce copies of images.
11. Copies of recordings shall be provided on request (against signature) to a Police Officer, member of Police Staff, or officer of the Local Authority on production of his/her identification.
12. The Designated Premises Supervisor shall be responsible for ensuring that the system is maintained in working order, and that it is operated in accordance with this document.
13. CCTV systems should be registered in accordance with the Data Protection Act.

The South Yorkshire Police publication "Advice on Getting the most from your CCTV System" can be accessed at www.southyorks.police.uk/leaflets/cctv.pdf

Location of cameras

Cameras should be sited to cover the following areas.

- External cameras to the front of the building covering all public entry/exits.
- All internal public entry/exit points.
- Entry/exit to all toilets.

- *The bar & bar areas.*
- *Reception areas (working men's & night clubs)*
- *Function rooms.*
- *Office area (safe, cashing up area)*
- *All Smoking areas.*
- *Beer gardens or areas customers utilise 'regularly' for smoking/drinking.*
- *Gaming machine area.*

C4

Installation/Contractors.

Security should be effective and meet the requirements set out by police and your insurer, its important to have it installed and maintained in accordance with the required standards by a professional company such as those approved by NSI or SSAIB.

NSI-SSAIB approved companies operate to the highest level of business excellence through achievement of the industry specific ISO 9001 Quality Management

NSI-SSAIB provides the toughest inspection services to ensure that all its approved companies continuously meet the highest standards.

CCTV Certification of compliance may be required by South Yorkshire Police for licence premises.

The above is self-explanatory and when read in conjunction with SYP CCTV Systems within Licensed Premises (July 2016) will address all relevant queries that you are your installer may need clarifying.

However If you do require further consultation please contact

Crime Reduction Officer Dene Tinker. Tel 0114 2964929

Anderson Anne (CEX)

Now agreed.



CS

From: Anderson Anne (CEX)
Sent: 19 December 2016 11:01
To: Hollis Georgina (CEX)
Subject: FW: New Licence Application 111 West Street Sheffield S1 4EQ Serial no 590103

Hello Nina

I think that this is another objection for the off licence on West Street.

Thanks
Anne

From: Pitts Steven
Sent: 19 December 2016 10:54
To: [REDACTED]
Cc: licensingservice; Anderson Anne (CEX); Lobo Rose
Subject: New Licence Application 111 West Street Sheffield S1 4EQ Serial no 590103

This emailed representation is made in accordance with the agreement with the Licensing Authority on the 18th October 2006 to accept representations by email.

Dear Sir
Licensing act 2003
Application for a new premises licence
Premises: 111 West Street Sheffield S1 4 EQ

I refer to the application concerning the above premises and write to inform you that I am making a formal representation under the Licensing Act 2003, and will require the proposed conditions set out below to be imposed in the new premises licence for the promotion of Public Safety.

1. A satisfactory electrical report shall be provided for the premises.

This representation will be withdrawn upon receipt of written confirmation that this condition is acceptable.

Issues that are not required to be conditions on the licence but require your attention:

1. Anti - slip mats are required in the main entrance.
2. Floor surfaces with respect to licensed premises

Suitable slip-resistance to new floor surface finishes must be incorporated into the design of the premises.

4. Shelving and display units for the purposes of displaying alcohol must be of suitable design, construction and adequately secured.

C6

Disabled Access/Provision of facilities

The City Council encourages the provision of disabled access and facilities to licensed premises within Sheffield and when a new application is being made or when substantial alterations are taking place, reasonable provision must be made under the Equality Act 2010 (Which repealed the Disability Discrimination Act 1995) for people to access and use the building and its facilities.

If you require any further information please do not hesitate to contact me

Yours Faithfully,

Steve Pitts

S.R.Pitts
Environmental Health Technician

Sheffield

S.R.Pitts
Environmental Health Technician

Sheffield City Council
Environmental Regulation
Health and Safety Enforcement
Howden House
5th Floor(North)
1 Union Street
Sheffield
S1 2SH

Tel.0114 2734616

Fax 0114 2736464

Email: steven.pitts@sheffield.gov.uk

Contact us at:

Email: HealthProtection@sheffield.gov.uk

Visit us at: <http://www.sheffield.gov.uk/environment/how-we-work/health-protection/>

Appendix D

Hearing notices and Regulations

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

Senthilinataal Periyasamy

[REDACTED]
Great Broughton
CHESTER
[REDACTED]

Sent to agent via email: greenhill.licences@hotmail.com

The Sheffield City Council being the licensing authority, on the 2nd December 2016 received an application in respect of the premises known as;

Sheffield Convenience Store 111 West Street Sheffield S1 4EQ

During the consultation period, the Council received representations from the following authorities / interested parties:

- **Public**
- **Councillor**
- **Member of Parliament**
- **Environmental Services**

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 representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **26th January 2017 at 10am**; 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 representations 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: 16th January 2017

Signed: Clive Stephenson

The officer appointed for this purpose
Licensing Enforcement and Technical Officer

**Notice of hearing of representations
in respect of the following application:
Application to Grant a Premises Licence**

Sheffield City Centre Residents Action Group (SCCRAG)

Sent to agent via email: [REDACTED]

The Sheffield City Council being the licensing authority, on the 2nd December 2016 received an application in respect of the premises known as;

Sheffield Convenience Store 111 West Street, Sheffield S1 4EQ

During the consultation period, the Council received representations from the following interested parties:

- **Public**
- **Member of Parliament**
- **Environmental Services**

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

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

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

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: 16th January 2017

Signed: Clive Stephenson

The officer appointed for this purpose
Licensing Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD. licensing@sheffield.gov.uk

LICENSING ACT 2003

**Notice of hearing of representations
in respect of the following application:
Application to Grant a Premises Licence**

M Pearson
[REDACTED]
[REDACTED]

VIA - Sheffield City Centre Residents Action Group (SCCRAG)

Sent to agent via email: [REDACTED]

The Sheffield City Council being the licensing authority, on the 2nd December 2016 received an application in respect of the premises known as;

Sheffield Convenience Store 111 West Street, Sheffield S1 4EQ

During the consultation period, the Council received representations from the following interested parties:

- **Public**
- **Member of Parliament**
- **Environmental Services**

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

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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: 16th January 2017

Signed: Clive Stephenson

The officer appointed for this purpose
Licensing Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD. licensing@sheffield.gov.uk

LICENSING ACT 2003

**Notice of hearing of representations
in respect of the following application:
Application to Grant a Premises Licence**

David Village
[REDACTED] West Street

Sent via email: [REDACTED]

The Sheffield City Council being the licensing authority, on the 2nd December 2016 received an application in respect of the premises known as;

Sheffield Convenience Store 111 West Street, Sheffield S1 4EQ

During the consultation period, the Council received representations from the following interested parties:

- **Public**
- **Councillor**
- **Member of Parliament**
- **Environmental Services**

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

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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: 16th January 2017

Signed: Clive Stephenson

The officer appointed for this purpose
Licensing Officer

LICENSING ACT 2003

**Notice of hearing of representations
in respect of the following application:
Application to Grant a Premises Licence**

Emma Muhan
[REDACTED]

[REDACTED] Glossop Road

VIA - Sheffield City Centre Residents Action Group (SCCRAG)

Sent to agent via email: [REDACTED]

The Sheffield City Council being the licensing authority, on the 2nd December 2016 received an application in respect of the premises known as;

Sheffield Convenience Store 111 West Street, Sheffield S1 4EQ

During the consultation period, the Council received representations from the following interested parties:

- **Public**
- **Councillor**
- **Member of Parliament**
- **Environmental Services**

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 representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Thursday 26th January 2017 at 10:00am**; following which the Council will issue a notice of determination of the application.

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- 1) The representations you have made with reference to these particular premises and the four core objectives.
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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: 16th January 2017

Signed: Clive Stephenson

The officer appointed for this purpose
Licensing Officer

**Notice of hearing of representations
in respect of the following application:
Application to Grant a Premises Licence**

Henger Barbers
Glossop Road
VIA - Sheffield City Centre Residents Action Group (SCCRAG)

Sent to agent via email: [REDACTED]

The Sheffield City Council being the licensing authority, on the 2nd December 2016 received an application in respect of the premises known as;

Sheffield Convenience Store 111 West Street, Sheffield S1 4EQ

During the consultation period, the Council received representations from the following interested parties:

- **Public**
- **Councillor**
- **Member of Parliament**
- **Environmental Services**

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 representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Thursday 26th January 2017 at 10:00am**; following which the Council will issue a notice of determination of the application.

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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: 16th January 2017

Signed: Clive Stephenson

The officer appointed for this purpose
Licensing Officer

**Notice of hearing of representations
in respect of the following application:
Application to Grant a Premises Licence**

Kate Drew
Secretary
Glossop Road Baths Residents Association

Sent via email: [REDACTED]

The Sheffield City Council being the licensing authority, on the 2nd December 2016 received an application in respect of the premises known as;

Sheffield Convenience Store 111 West Street, Sheffield S1 4EQ

During the consultation period, the Council received representations from the following interested parties:

- **Public**
- **Member of Parliament**
- **Environmental Services**

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 representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Thursday 26th January 2017 at 10:00am**; following which the Council will issue a notice of determination of the application.

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

- 1) The representations you have made with reference to these particular premises and the four core objectives.
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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: 16th January 2017

Signed: Clive Stephenson

The officer appointed for this purpose
Licensing Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD. licensing@sheffield.gov.uk



LICENSING ACT 2003

**Notice of hearing of representations
in respect of the following application:
Application to Grant a Premises Licence**

Tibor Killi
[REDACTED] Glossop Road
VIA - Sheffield City Centre Residents Action Group (SCCRAG)

Sent to agent via email: [REDACTED]

The Sheffield City Council being the licensing authority, on the 2nd December 2016 received an application in respect of the premises known as;

Sheffield Convenience Store 111 West Street, Sheffield S1 4EQ

During the consultation period, the Council received representations from the following interested parties:

- **Public**
- **Member of Parliament**
- **Environmental Services**

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 representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Thursday 26th January 2017 at 10:00am**; following which the Council will issue a notice of determination of the application.

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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: 16th January 2017

Signed: Clive Stephenson

The officer appointed for this purpose
Licensing Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD. licensing@sheffield.gov.uk

LICENSING ACT 2003

**Notice of hearing of representations
in respect of the following application:
Application to Grant a Premises Licence**

Carter Bailey Opticians Ltd
T/A Shepherd Opticians
[REDACTED]
Sheffield
[REDACTED]

Sent to agent via email: [REDACTED]

The Sheffield City Council being the licensing authority, on the 2nd December 2016 received an application in respect of the premises known as;

Sheffield Convenience Store 111 West Street, Sheffield S1 4EQ

During the consultation period, the Council received representations from the following interested parties:

- **Public**
- **Member of Parliament**
- **Environmental Services**

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 representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Thursday 26th January 2017 at 10:00am**; following which the Council will issue a notice of determination of the application.

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Dated: 16th January 2017

Signed: Clive Stephenson

The officer appointed for this purpose
Licensing Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD. licensing@sheffield.gov.uk

**Notice of hearing of representations
in respect of the following application:
Application to Grant a Premises Licence**

D10

Steve Lee
Sheffield City Centre Residents Action Group.

Sent via email: [REDACTED]

The Sheffield City Council being the licensing authority, on the 2nd December 2016 received an application in respect of the premises known as;

Sheffield Convenience Store 111 West Street, Sheffield S1 4EQ

During the consultation period, the Council received representations from the following interested parties:

- **Public**
- **Councillor**
- **Member of Parliament**
- **Environmental Services**

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 representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Thursday 26th January 2017 at 10:00am**; following which the Council will issue a notice of determination of the application.

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Dated: 16th January 2017

Signed: Clive Stephenson

The officer appointed for this purpose
Licensing Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD. licensing@sheffield.gov.uk

**Notice of hearing of representations
in respect of the following application:
Application to Grant a Premises Licence**

Rt Hon
Paul Blomfield MP

Sent to agent via email: [REDACTED]

The Sheffield City Council being the licensing authority, on the 2nd December 2016 received an application in respect of the premises known as;

Sheffield Convenience Store 111 West Street, Sheffield S1 4EQ

During the consultation period, the Council received representations from the following interested parties:

- **Public**
- **Member of Parliament**
- **Environmental Services**

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

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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: 16th January 2017

Signed: Clive Stephenson

The officer appointed for this purpose
Licensing Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD. licensing@sheffield.gov.uk

D12

**Notice of hearing of representations
in respect of the following application:
Application to Grant a Premises Licence**

Gregg Fell
Director of Public Health
Town Hall
Sheffield

Sent via email: [REDACTED]

The Sheffield City Council being the licensing authority, on the 2nd December 2016 received an application in respect of the premises known as;

Sheffield Convenience Store 111 West Street, Sheffield S1 4EQ

During the consultation period, the Council received representations from the following interested parties:

- **Public**
- **Member of Parliament**
- **Environmental Services**

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 representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Thursday 26th January 2017 at 10:00am**; 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) The representations you have made with reference to these particular premises and the four core objectives.
- 2) You may also be asked questions by the parties to the hearing, relating to your representations.

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: 17th January 2017

Signed: Clive Stephenson

The officer appointed for this purpose
Licensing Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD. licensing@sheffield.gov.uk

D13

**Notice of hearing of representations
in respect of the following application:
Application to Grant a Premises Licence**

Cllr Douglas Johnson
Sheffield City Council
Town Hall
Sheffield

Sent via email: [REDACTED]

The Sheffield City Council being the licensing authority, on the 2nd December 2016 received an application in respect of the premises known as;

Sheffield Convenience Store 111 West Street, Sheffield S1 4EQ

During the consultation period, the Council received representations from the following interested parties:

- **Public**
- **Member of Parliament**
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Dated: 17th January 2017

Signed: Clive Stephenson

The officer appointed for this purpose
Licensing Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD. licensing@sheffield.gov.uk

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 been entitled to give orally had they not been required to leave.

Regulation 8

DIS

- (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.

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.

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