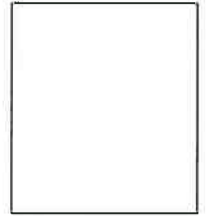




SHEFFIELD CITY COUNCIL Licensing Sub Committee Report



Report of: Chief Licensing Officer, Head of Licensing

Date: 19th March 2019

Subject: Licensing Act 2003

Author of Report: Gareth Barrett

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

705 Abbeydale Road, Sheffield, S7 3BE

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 **Ref No 23/19**
(HEAD OF LICENSING) TO THE LICENSING SUB COMMITTEE
LICENSING ACT 2003

705 Abbeydale Road, Sheffield, S7 2BE

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 Ranet Retail Limited.
- 2.2 The application, which was received on 28th January 2019, is attached to this report labelled Appendix 'A'. Any blank pages have been omitted to save paper, but the original application will be available at the hearing.

Copies of the layout plans for this application will be available at the hearing.

3.0 REASONS FOR REFERRAL

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

1 petition (53 signatures)

- 3.2 Agreed conditions have been received from South Yorkshire Police Licensing Service on 18th January 2019 and are attached as Appendix 'C'
- 3.3 There are no outstanding representations from any Responsible Authority.
- 3.4 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 Licensing Policy

5.0 FINANCIAL IMPLICATIONS

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

6.0 THE LEGAL POSITION

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

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

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

7.0 HEARINGS REGULATIONS

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

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

19th March 2019

Appendix A

The Application

REC 48750.

To MEC 16/1/2019 15:13

Licensing Act 2003



PREMISES LICENCE APPLICATIONS

APPLICATION FOR THE GRANT OF A PREMISES LICENCE

Licensing Service
Sheffield City Council
Block C Staniforth Road Depot
Staniforth Road
SHEFFIELD
S9 3HD

Visit our web pages: www.sheffield.gov.uk/licensing

Or telephone us on: 0114 273 4264

Or email us at: licensing@sheffield.gov.uk

Opening Times
Monday to Friday
10:00 to 16:00

Sheffield
City Council



(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

Name	RANET RETAIL LIMITED
Address	MOORGATE CROFTS BUSINESS CENTRE, SOUTH GROVE ROTHERHAM, S60 2DH
Registered number (where applicable)	11770189
Description of applicant (for example, partnership, company, unincorporated association etc.)	LIMITED COMPANY
Telephone number (if any)	[REDACTED]
E-mail address (optional)	[REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD MM YYYY
0 7 0 2 2 0 1 9

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

DD MM YYYY
1 1 1 1 1 1 1 1

Please give a general description of the premises (please read guidance note 1)
FOOD OUTLET SELLING GROCERY AND ALCOHOL SALES. NO ALCOHOL CONSUMPTION ON SITE.

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

[Empty box for number of attendees]

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
Tue				Both	<input type="checkbox"/>
Tue				<u>Please give further details here</u> (please read guidance note 4)	
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

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

Name		[REDACTED]
Date of birth		[REDACTED]
Address		[REDACTED] SHEFFIELD
Postcode	[REDACTED]	
Personal licence number (if known)		[REDACTED]
Issuing licensing authority (if known)		SHEFFIELD CITY COUNCIL

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)
Mon	06:00	23:00	
Tue	06:00	23:00	
Wed	06:00	23:00	
Thur	06:00	23:00	
Fri	06:00	23:00	
Sat	06:00	23:00	
Sun	06:00	23:00	

Checklist:

Please tick to indicate agreement



- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application..
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

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

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

Part 4 – Signatures (please read guidance note 11)

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

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	
Date	
Capacity	Director


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

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)

Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Consent of individual to being specified as premises supervisor

I: 

Of: 

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

*Ranet Retail Ltd.
705 Abbeydale Road, Sheffield
S7 2BE*

made by: *Ranet Retail Ltd*

relating to premises licence number: 

for: *Ranet Retail Ltd.
705 Abbeydale Road
Sheffield
S7 2BE*

and any premises licence to be granted or varied in respect of this application made by: *Ranet Retail Ltd*

concerning the supply of alcohol at: *705 Abbeydale Road
Sheffield
S7 2BE*

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:

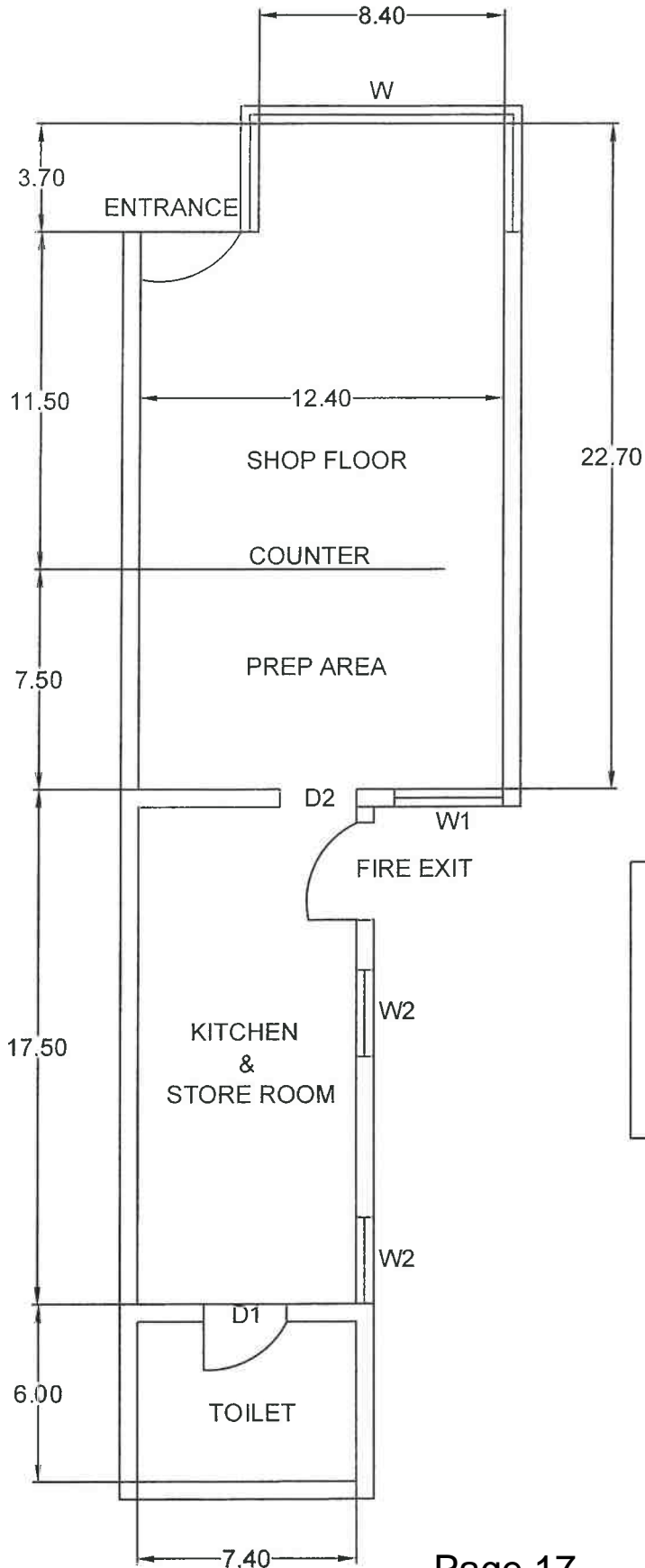
Personal licence number: SY05728PER
Personal licence issuing authority:
*Sheffield City Council
Licensing Services, Block C,
Staniforth Road Depot,
Staniforth Road,
Sheffield
S9 3HD*

Signed 

Name (please print) 

Date *29/01/19*

SITE PLAN



ENTRANCE	3.40 X 6.11
FIRE EXIT	3.30 X 7.00
D1	2.80 X 6.10
D2	2.60 X 6.75
W	15.8 X 5.50
W1	3.70 X 5.55
W2	2.95 X 4.75

ALL DIMENSIONS ARE IN FEET

SITE ADDRESS
 705 ABBEYDALE ROAD
 SHEFFIELD
 S7 2BE

DATE 16.01.19.

Appendix B

Objections and associated correspondence
1 petition (53 Signatures)

14 FEB 2019

PAGE 1067

Alcohol Licensing Team
Sheffield City Council
Block C,
Staniforth Road Depot
Sheffield
S9 3HD



We object to the granting of an alcohol license to Ranet Retail Limited at 705 Abbeydale Road, Sheffield, S7 2BE.

We have an interest in this application that is greater than the general public because the premises subject to this application are located next to our place of worship and education centre. We hold daily prayers and children's education classes. At present we have more than 60 children enrolled aged between 7 and 16. The majority of our users and members all live within 1 mile from this location.

We object to the application for an alcohol license on the grounds having experience antisocial behavior caused by alcohol and drugs misuse in the vicinity of the Abbeydale Road in close proximity to the location. The availability of alcohol from 6.00 am to 11.00pm means that young children, their parents and school pupils, who often congregate in the area on their way to and from school and to catch buses, could encounter individuals drinking on the streets or worse for drink.

This, clearly, would compromise people's safety and wellbeing, users of the Centre may be subject to harassment because of the sale of alcohol at this location. We believe strongly that granting of this application would have a detrimental impact on our users and local residents. We want a better Nether Edge for which we all strive.

Contact for this petition: Jamia al Furqaan, 703 Abbeydale Road, Sheffield, S7 2BE

Objectors (please print clearly)

Name	Address	Signature
1 M. HUSSAIN	XXXX ABBEYDALE RD STIFF	
2 A. Noheem	XXXX WOODSOCK RD SHEFF S7 1HD	
3 F. MAERBOOB	Thornsett XXXX THORNSETT RD ST INB	
4 Karamae Bibi	XXXX Thornsett Rd (KBIBI)	
5		
6		
7		
8		
9		
10		

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Contact for this petition: Jamia al Furqaan, 703 Abbeydale Road, Sheffield, S7 2BE

Objectors (please print clearly)

	Name	Address	Signature
1	Mohammed	Tybal Raven Road S71SB	M. Raza
2			
3			
4			
5			
6			
7			
8			
9			
10			

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Contact for this petition: Jamia al Furqaan, 703 Abbeydale Road, Sheffield, S7 2BE

Objectors (please print clearly)

	Name	Address	Signature
1	Saeed Khan	Sandford Grove	[Signature]
2	[Redacted] SWELD Road	S7 2BZ	[Signature]
3	Faisal Malik	Woodstock Rd S71HR	[Signature]
4	Imran Rasheed	London Rd S2 4LW	[Signature]
5	A Khan	Bankcroft	[Signature]
6	Asif Khan	Barnesdale Rd S11 9FR	[Signature]
7	A Mohammed	Raven Rd S7 1SB	[Signature]
8	MOHAMMED UTHMAN	FIELDHEAD RD	[Signature]
9			
10			

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 Block C,
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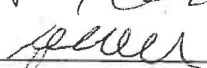

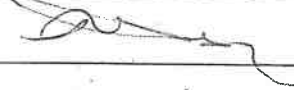
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Objectors (please print clearly)

	Name	Address	Signature
1	SA. SHARP	Adams Rd S7 2BA	
2	C Sharp	Abbeydale Rd Abbeydale Rd.	C Sharp
3	Lee Haxer	Abbeydale Rd Abbeydale Rd	
4	J. KHAN	Glenorchy Rd S7 2BN	J. Khan
5	Shahida Khan	— — — — —	S. P. / Khan
6	S. HANWELL	Abbeydale Rd Abbeydale Rd	
7	M. HANWELL	Abbeydale Rd Abbeydale Rd	
8	M. Khan	Abbeydale Rd Abbeydale Rd	
9	M. HANWELL	Green Oak Lane Green Oak Lane	M. Hanwell
10	DO PER	Abbeydale Rd S7 2BA	DO Per

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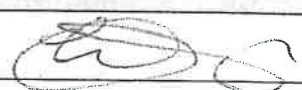
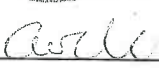








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Objectors (please print clearly)

	Name	Address	Signature
1	E. OLDALE	WAS WEST VIEW LN	
2	C. WILD	IN CLEMENT MEWS	
3	S. WILKINSON	888 ABBEYDALE ROAD.	
4	K. BLACKMAN	" "	
5	M. TERRY	7000 ABBEYDALE RD	
6	P.A. BELLAMY	A The Cottage School Hill, Cuthbert	
7	Z. BEHILL	7000 ABBEYDALE ROAD	
8	M. KROU	7000 Abbeydale Road	
9	M. MONASSER	7000 ABBEYDALE RD	
10	J. W.	7000 Abbeydale Rd	

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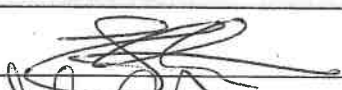









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Contact for this petition: Jamia al Furqaan, 703 Abbeydale Road, Sheffield, S7 2BE

Objectors (please print clearly)

	Name	Address	Signature
1	SQUALL	CARTER WOOD LE RD	
2	YUSUF Sharif	STEVAN RD STREW	
3	Moummmed NAEEN	BARKERS ROAD S7 1SO	
4	Al-HASSAN Hossain	EDGE DALE RD S7 2BE	
5	Fazal Hussain	HOLDINGS RD S2 2RD	
6	Zamir Ahmed	Empire Road S7 1GS	
7	MAHBOOB HUSSAIN	WOODSTOCK RD	
8	Qays Mahboob	Wood Stock R	
9	Neil Coubind	A ABBEYDALE S7 2BE	
10	Mohammed Umar	fieldhead RD	

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Contact for this petition: Jamia al Furqaan, 703 Abbeydale Road, Sheffield, S7 2BE.

Objectors (please print clearly)

	Name	Address	Signature
1	A Hussain	Abbeydale Road	[Signature]
2	ZANEER MAHMOOD	ABBEYDALE ROAD	Zaneer Mahmood
3	WALEED KHAN	LONDON ROAD	[Signature]
4	Naveed Ali	ABBEYDALE ROAD	[Signature]
5	Zaheer Khan	ABBEYDALE RD	[Signature]
6	Mohammad Chy	GLEN-ROAD STIRB	[Signature]
7	Hasan Haleem	Woodstock road	Hasan Haleem
8	Amaan Din	Kearsley road	A. Din
9	HAMZA Hussain	Abbeydale Road	[Signature]
10	IFRAZ KHAN	GLENORCHY ROAD	[Signature]

Appendix C

Agreed conditions

Crawshaw Michael (CEX)

From: ~~Michael Crawshaw~~ (CEX) on behalf of licensingservice
Sent: 18 January 2019 13:38
To: ~~Michael Crawshaw~~ (CEX)
Subject: FW: New Grant: 705 Abbeydale Road, Sheffield, S7 2BE.

From: SHEFFIELD_Licensing [mailto:Sheffield.Liquor-Licensing@southyorks.pnn.police.uk]
Sent: 18 January 2019 13:01
To: licensingservice
Subject: FW: New Grant: 705 Abbeydale Road, Sheffield, S7 2BE.

Good Afternoon,

Please see the below agreed conditions in relation to the above named premise. Could you please ensure these be added to the licence should it be granted by yourselves?

Most grateful,

Thank you.

Regards

South Yorkshire Police Licensing Dept
Moss Way Police Station
Moss Way
Sheffield
S20 7XX.

Licensing Team
Tracey Klein 0114 2523948 internal 718948
Alicia Marsden 0114 2523111 internal 718 111
Ian Armitage 0114 2523618 internal 718618
Cheryl Topham 0114 2523163 internal 718163
Daniel Barraclough 0114 2523556 internal 718556
John O'Malley internal 714308

Website address - southyorks.police.uk



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.

From: ~~Michael Crawshaw~~ [mailto:~~Michael.Crawshaw@southyorks.pnn.police.uk~~]
Sent: 18 January 2019 12:50
To: SHEFFIELD_Licensing <Sheffield.Liquor-Licensing@southyorks.pnn.police.uk>
Subject: Re: New Grant: 705 Abbeydale Road, Sheffield, S7 2BE.

Hi South Yorkshire Police Licensing Dept, **Page 27**

I will be adopting below practices as suggested and I am thankful for providing such helpful detail's to support community. I am happy to go ahead with below conditions. If you need any further information please do not hesitate to contact me.

Thank you for your email.

Regards

Vijay ~~Evamala~~

On Fri, 18 Jan 2019 at 12:01, SHEFFIELD_Licensing
<Sheffield.Liquor-Licensing@southyorks.pnn.police.uk> wrote:

Good Afternoon,

We have received your application for the grant of anew premise licence in regard to: 705 Abbeydale Road, Sheffield, S7 2BE. We have looked through the application and would require the following conditions to be added, should the licence be granted by the Council

- Drinks may not be removed from the premises in open containers.
- Staff will receive training on matters concerning underage sales, drugs policies, and operating procedures. Records of such training will be kept and made available for inspection of the authorities.
- A CCTV system will be fitted, maintained and in use at all times whilst the premises are open . The CCTV images will be stored for 28 days and police and authorised officers of the council will be given access to images is request for purposes in connection with the prevention and detection of crime and disorder. Members of the management team will be trained in the use of the system.
- A Challenge 21 scheme will operate at all times when the premises are open.
- Incident and refusal book maintained, such records to be retained for at least 12 months and available for inspection by Police and authorised officers of the council should they request these.
- The display of notices asking customers not to congregate outside the shop.

If you could respond to this email and inform us that you are happy to adopt the above practices we would be most grateful.

Many thanks, we look forward to your response.

Regards

South Yorkshire Police Licensing Dept
Moss Way Police Station

Moss Way

Sheffield

S20 7XX.

Licensing Team
Tracey Klein 0114 2523948 internal 718948

Alicia Marsden 0114 2523111 internal 718 111
Ian Armitage 0114 2523618 internal 718618
Cheryl Topham 0114 2523163 internal 718163
Daniel Barraclough 0114 2523556 internal 718556

John O'Malley internal 714308

Website address - southyorks.police.uk



Appendix D

Notice of hearing/regulations & procedure

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

~~Jamie Al Furqan~~
~~703 Abbeydale Road,~~
Sheffield
~~S7 3BE~~

The Sheffield City Council being the licensing authority, on 28th January 2019 received an application in respect of the premises known as;

705 Abbeydale Road, Sheffield, S7 3BE

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

- **1 petition (53 Signatures)**

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 **19th March 2019 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 (5) working days before the day or the first day on which the hearing is to be held.**

Dated: **26th February 2019**

Signed: Gareth Barrett
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.

NOTES

Right of attendance, assistance and representation

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

Representations and supporting information

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

Failure of parties to attend the hearing

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

Procedure at hearing

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

LICENSING ACT 2003

Form LAR 1
Regulation 8

Premises: 703 Retail Units, 703 Abbeydale Road,
Sheffield, S7 2BE
Type of App: LAR 1 Application to Grant a Premises Licence
Hearing Date: 19th March 20¹⁹ 10:00am

Notice of actions following receipt of notice of hearing

To **Licensing Service,
Sheffield City Council
Block C, Staniforth Road Depot
Staniforth Road
Sheffield
S9 3HD**

I **Jamia Al Furqaan**

Of **703 Abbeydale Road, Sheffield, S7 2BE**

hereby confirm that I have received the Notice of Hearing dated 26th February 2019 and notify you as follows **(please complete)**:

I intend to attend the hearing at 10:00am on 19th March 2019

I do not intend to attend the hearing

I intend to be represented at the hearing by:

I consider the hearing to be unnecessary because:
.....

I request that should appear at the hearing and set out below the point or points on which this person may be able to assist the authority in relation to this application, representations or notice of the party making the request.

Dated: Signed:

Please see Regulation 8 overleaf

Please complete this form and return it to:

Licensing Service, Sheffield City Council, Block C, Staniforth Road Depot,
Staniforth Road, Sheffield S9 3HD.

licensing@sheffield.gov.uk

Regulation 8

- (1) A party shall give to the authority within the period of time provided for in the following provisions of this regulation a notice stating –
 - (a) whether he intends to attend or be represented at the hearing;
 - (b) whether he considers a hearing to be unnecessary
- (2) In a case where a party wishes any other person (other than the person he intends to represent him at the hearing) to appear at the hearing, the notice referred to in paragraph (1) shall contain a request for permission for such other person to appear at the hearing accompanied by details of the name of that person and a brief description of the point or points on which that person may be able to assist the authority in relation to the application, representations or notice of the party making the request.
- (3) In the case of a hearing under –
 - (a) section 48(3)(a) (cancellation of interim authority notice following police objection), or
 - (b) section 105(2)(a) (counter notice following police objection to temporary event notice),

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

- (4) In the case of a hearing under –
 - (a) section 167(5)(a) (review of premises licence following closure order),
 - (b) paragraph 4(3)(a) of Schedule 8 (determination of application for conversion of existing licence), paragraph 16(3)(a) of Schedule 8 (determination of application for conversion of existing club certificate)
 - (c) paragraph 26(3)(a) of Schedule 8 (determination of application by holder of justices' licence for grant of personal licence),

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

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

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

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

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

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

Ranat Retail Limited
Moorgate Crofts Business Centre
South Grove
Rotherham
S60 2DH

The Sheffield City Council being the licensing authority, on 28th January 2019 received an application in respect of the premises known as;

705 Abbeydale Road, Sheffield, S7 3BE

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

- **1 petition (53 Signatures)**

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 **19th March 2019 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 application 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 application.

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

Dated: 26th February 2019

Signed: Gareth Barrett
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.

NOTES

Right of attendance, assistance and representation

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

Representations and supporting information

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

Failure of parties to attend the hearing

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

Procedure at hearing

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

LICENSING ACT 2003

Form LAR 1
Regulation 8

Premises: Ranat Retail Limited, 796 Abbeydale Road
Sheffield, S7 3BE
Type of App: LAR1 - Application to Grant a Premises Licence
Hearing Date: 19th March 2019 at 10:00am

Notice of actions following receipt of notice of hearing

To **Licensing Service,
Sheffield City Council
Block C, Staniforth Road Depot
Staniforth Road
Sheffield
S9 3HD**

I/We **Ranat Retail Limited**

Of **Moorgate Crofts Business Centre
South Grove
Rotherham
S60 2DH**

hereby confirm that I have received the Notice of Hearing dated 26th February 2019 and notify you as follows **(please complete)**:

- I intend to attend the hearing at 10:00am on 19th March 2019
- I do not intend to attend the hearing
- I intend to be represented at the hearing by:
- I consider the hearing to be unnecessary because:
.....
- I request thatshould appear at the hearing and set out below the point or points on which this person may be able to assist the authority in relation to this application, representations or notice of the party making the request.

Dated: **Signed:**.....

Please see Regulation 8 overleaf

Please complete this form and return it to:

Licensing Service, Sheffield City Council, Block C, Staniforth Road Depot,
Staniforth Road, Sheffield S9 3HD.
licensing@sheffield.gov.uk

Regulation 8

- (1) A party shall give to the authority within the period of time provided for in the following provisions of this regulation a notice stating –
 - (a) whether he intends to attend or be represented at the hearing;
 - (b) whether he considers a hearing to be unnecessary
- (2) In a case where a party wishes any other person (other than the person he intends to represent him at the hearing) to appear at the hearing, the notice referred to in paragraph (1) shall contain a request for permission for such other person to appear at the hearing accompanied by details of the name of that person and a brief description of the point or points on which that person may be able to assist the authority in relation to the application, representations or notice of the party making the request.
- (3) In the case of a hearing under –
 - (a) section 48(3)(a) (cancellation of interim authority notice following police objection), or
 - (b) section 105(2)(a) (counter notice following police objection to temporary event notice),

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

- (4) In the case of a hearing under –
 - (a) section 167(5)(a) (review of premises licence following closure order),
 - (b) paragraph 4(3)(a) of Schedule 8 (determination of application for conversion of existing licence), paragraph 16(3)(a) of Schedule 8 (determination of application for conversion of existing club certificate)
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1. The hearing before the Council is Quasi Judicial.
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 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.