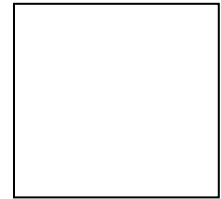




SHEFFIELD CITY COUNCIL Licensing Sub Committee Report



Report of: Chief Licensing Officer, Head of Licensing

Date: Monday 11th March 2024 – 10:00am

Subject: Licensing Act 2003

Author of Report: Jayne Gough

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

KFC, 163 West Street, Sheffield, S1 4EW

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
[Sheffield City Councils Statement of Licensing Policy](#)
[Revised Guidance issued under section 182 of the Licensing Act 2003](#)

Category of Report: OPEN

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

Ref No: 33/24

KFC, 163 West Street, Sheffield, S1 4EW

1.0 PURPOSE OF REPORT

1.1 To consider an application for the variation of a premises licence made under Section 34 of the Licensing Act 2003.

2.0 THE APPLICATION

2.1 The applicants are Fieldrose Limited.

2.2 The application was received by the Licensing Service on the 18th January 2024, and is attached to Appendix 'A' of this report.

2.3 The application requests the following changes to their premises licence:

- Change of layout as indicated on the attached plan in Appendix 'A'.
- Extend the hours for the provision of Late Night Refreshment to 23:00 – 05:00 hours, 7 days a week and to authorise the opening hours of the premises for 24 hours a day.

2.4 A full copy of the current Premises Licence is attached at Appendix 'B' which details current times and conditions imposed.

2.5 The Environmental Protection Service submitted comments to the applicant advising that they would not be making a formal representation. However, drawing their attention to the existing planning restrictions imposed under the current food use consent 12/00989/FUL. This restricts trading by the following condition:

“The ground floor unit shall be used as a restaurant (Use Class A3) and as a hot food take-away (Use Class A5) only between 1000 hours and 0100 hours on the following day, Sundays to Thursdays and between 1000 hours and 0200 hours on the following day, Fridays and Saturdays.”

They advised the applicant that the more restrictive planning control would still apply, regardless of the outcome of this variation application. A planning application would therefore be required to allow the desired trading hours to be taken up without risk of enforcement action under planning law.

3.0 REASONS FOR REFERRAL

3.1 The variation application has been referred to the Licensing Sub-Committee for determination as there are unresolved objections from the following interested parties on the extension of hours requested by the current licence holders:

- 1 x Local Resident Association – Changing Sheff
- South Yorkshire Police

3.2 A copy of the representations are attached at Appendix 'C' of this report.

3.3 The applicant and the 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 FINANCIAL IMPLICATIONS

4.1 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.

5.0 THE LEGAL POSITION

5.1 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.

5.2 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.

6.0 HEARING REGULATIONS

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

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

6.3 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.

7.0 APPEALS

7.1 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.

8.0 RECOMMENDATIONS

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

9.0 OPTIONS OPEN TO THE COMMITTEE

9.1 To vary the premises licence in the terms requested.

9.2 To vary the premises licence with conditions.

9.3 To reject the whole or part of the application.

Chief Licensing Officer, Head of Licensing
Block C, Staniforth Road Depot
Sheffield, S9 3HD.

11th March 2024

Appendix 'A'

Variation Application

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.
You may wish to keep a copy of the completed form for your records.

We Fieldrose Limited being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below.

Premises Licence Number

SY 2151 PR

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description KFC, 163 West Street,	
Post town Sheffield,	Post code S1 4EW

Telephone number of premises (if any)

Non-domestic rateable value of premises

£37,500

Part 2 – Applicant Details

Daytime contact telephone number

c/o 01142 668664

Email address
(optional)

Current postal
address if
different from
premises address

Fieldrose Limited,
First Floor Kirkland House
11-15 Peterborough Road

Post Town

Harrow

Postcode

HA1 2AX

Part 3 – Variation

Do you want the proposed variation to have effect as soon as possible?

Please tick yes

If not do you want the variation to take effect from

Day Month Year

--	--	--	--	--	--	--	--

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

N/A

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?
(Please see Guidance Note 1) yes no

Please describe briefly the nature of the proposed variation (please read guidance note 2)

The premises currently operates as a KFC quick service restaurant and this application does not seek to alter the format of operation at site.

The application falls into two parts as follows:

1. The request to alter the approved layout in accordance with the plan attached being plan number 065/42/2022/G100 (PD Ref 3915) Rev D which details alterations to the interior layout of the premises.
2. In addition the application requests an extension of the hours for the provision of Late Night Refreshment to 23:00 to 05:00 hours seven days a week and to authorise opening of the premises 24 hours a day, seven days a week as detailed in the appropriate boxes on the following pages.

The premises have operated for a number of years without particular issue and the site does not fall within a Cumulative Impact Policy Area.

The application does not seek any changes to the licensable activities authorised (other than to extend the hours for Late Night Refreshment) and as such the application is to be progressed on this basis.

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Please tick ✓ yes

Provision of regulated entertainment (Please see guidance note 3)

- 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)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick {Y} (please read guidance note 4).	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 6)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick {Y} (please read guidance note 4).	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 6)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (Y) (please read guidance note 4).	
Day	Start	Finish	Indoors	Outdoors
Mon				
Tue				
Wed				
Thur				
Fri				
Sat				
Sun				

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick {Y} (please read guidance note 4).	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed				State any seasonal variations for the performance of live music (please read guidance note 6)	
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick {Y} (please read guidance note 4).	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed				State any seasonal variations for playing recorded music (please read guidance note 6)	
Thur					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick {Y} (please read guidance note 4).	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed					
Thur			State any seasonal variations for the performance of dance (please read guidance note 6)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick {Y} (please read guidance note 4).	Indoors	
Mon				Please give further details here (please read guidance note 5)	Outdoors
Tue			Both		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 6)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (X). (please read guidance note 4).	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	23:00	05:00		Please give further details here (please read guidance note 5)	
Tue	23:00	05:00			
Wed	23:00	05:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 6)		
Thur	23:00	05:00			
Fri	23:00	05:00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 7)		
Sat	23:00	05:00			
Sun	23:00	05:00			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption (Please tick box X) (please read guidance note 9)	On the premises	<input type="checkbox"/>
Day	Start	Finish		Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon				State any seasonal variations for the supply of alcohol: (please read guidance note 6)	
Tue					
Wed					
Thur			Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 7)		
Fri					
Sat					
Sun					

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 10)

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variation (please read guidance note 6): Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 7)
Day	Start	Finish	
Mon	00:00	00:00	
Tue	00:00	00:00	
Wed	00:00	00:00	
Thur	00:00	00:00	
Fri	00:00	00:00	
Sat	00:00	00:00	
Sun	00:00	00:00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

Please tick yes

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 11)

No further steps are proposed as the site operates without particular Issue and has done for a number of years save as detailed below.

b) The prevention of crime and disorder

No further risks have been identified which need to be addressed

c) Public safety

No further risks have been identified which need to be addressed

d) The prevention of public nuisance

No further risks have been identified which need to be addressed

e) The protection of children from harm

No further risks have been identified which need to be addressed

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

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.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent. (Please read guidance note 13). **If signing on behalf of the applicant please state in what capacity.**

Signature: John Gaunt & Partners.....

Date: 18/01/2024.....

Capacity: Solicitors.....

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (Please read guidance note 14). **If signing on behalf of the applicant please state in what capacity.**

Signature: John Gaunt & Partners.....

Date:.....

Capacity: Solicitors.....

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

John Gaunt & Partners
Omega Court
372 Cemetery Road

Post town
Sheffield

Post code
S11 8FT

Telephone number (If any)
0114 266 8664

If you would prefer us to correspond with you by email your email address (optional)
TShield@john-gaunt.co.uk

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

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

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (Indoors may include a tent).
 5. For example 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.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. Please 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.
 9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 10. Please 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 or the presence of gaming machines.
 11. Please list here steps you will take to promote all four licensing objectives together.
 12. The application form must be signed.
 13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
 15. This is the address which we shall use to correspond with you about this application.

EQUIPMENT SCHEDULE

1. VEG CHILLER.	22. S/S TABLING/BENCH.	60. STAR GRILL.
2. KREAM BALL MACHINE.	22a. MOBILE CHICKEN PACKING TABLE.	61. WATER MAIN.
3. TILL.	23. HC903.	62. WATER CYLINDER / BOILER LOCATION.
3a. SELF SERVICE KIOSK.	24. HCW3.	63. INTRUDER ALARM PANEL.
3b. HANDHELD TERMINAL.	24a. HCW3 BASE.	64. BRITYIC DRINKS COOLER.
4. POST MIX 8 HEAD DISPENSE.	25. LABEL PRINTER	65. KEY BOX.
4a. POST MIX 7 HEAD DISPENSE.	26. HOT DRAWERS.	66. THAW CABINET.
5. COFFEE MACHINE.	27. HEADSET BASE LOCATION.	67. MOP STORAGE.
5a. COFFEE MACHINE SLIMLINE.	28. BOTTLE STORAGE.	67a. MOP BUCKET.
5b. NEXT GEN COFFEE MACHINE	29. FREEZER ROOM.	68. MUSIC PLAYER
6. HCSS.	30. COLD ROOM.	69. PALLETS
6a. HCSS BASE.	31. ICE MACHINE.	70. COLD FOOD TABLE.
7. BUN CHUTE.	32. 3 BOWL SINK - 2550x750.	71. TWISTER DRAWER.
7a. 2 TIER TRANSFER BIN	32a. SINGLE BOWL SINK.	72. STAR GRILL TABLE.
7b. 3 TIER TRANSFER BIN	32b. 3 BOWL SINK - 1650x950.	73. PLASRACK
7c. BUCKET CHUTE	33. S/S SHELVING.	74. HCW5.
8. CHIP DUMP / PASS THRU.	34. CHEMICAL CUPBOARD.	75. GOODS HOIST.
9. DIVERSEY UNIT.	35. COLD DRAWERS.	76. FREESTANDING COLD DRAWER 1100x700mm.
10. MICROWAVE.	36. POST MIX SYRUPS.	76a. HCSS COLD DRAWER 1100x700mm.
10a. MICROWAVE TABLE.	37. EXTRACT HOODS.	77. RATIONALE OVEN.
11. CHIP FREEZER.	38. MOP SINK.	78. RAZZLE MACHINE.
11a. LARGE CHIP FREEZER.	39. ELECTRIC SWITCHGEAR.	78a. PUMP AND TOPPING MACHINE.
12. 4 HEAD HENNY PENNY.	40. SAIN MARIE.	78b. TABLE TOP CARPIAGANL.
12a. 6 HEAD COLECTROMATIC.	41. UPRIGHT FRIDGE.	78c. BLENDERS & TOPPING TABLE.
13. 8 HEAD HENNY PENNY.	42. STORAGE SHELVING.	79a. FOOD QUALITY MANAGEMENT PANEL.
14. 14" FRYER (EVOLUTION ELITE).	42a. PLASTIC COATED STORAGE SHELVING	79b. FOOD QUALITY MANAGEMENT MONITOR.
14a. 14" DOUBLE FRYER (EVOLUTION ELITE).	43. INSECT KILLER.	80. POSITION OF 2nd HOT WATER SUPPLY.
14b. 14" TRIPLE FRYER (EVOLUTION ELITE).	44. WALL MOUNTED PATCH CABINET.	81. OIL MANAGEMENT SYSTEM TANK.
14c. 14" FRYER (PITCO).	44a. FLOOR STANDING PATCH CABINET.	82. CO2 STORAGE.
14d. 14" DOUBLE FRYER (PITCO).	45. ICE CREAM MACHINE.	83a. SINGLE UNDER COUNTER PEPSI FRIDGE.
14e. 14" TRIPLE FRYER (PITCO).	46. FRIDGE UNIT UNDER.	83b. DOUBLE UNDER COUNTER PEPSI FRIDGE.
14f. 18" FRYER.	47. OPEN PASS THRU	83c. UPRIGHT PEPSI FRIDGE.
14g. ADD A 'G' TO FRYERS TO INDICATE THAT THEY ARE GAS.	48. SAFE.	84. INTERNAL GREASE TRAP.
15. COUNTER.	49. LANDING TABLE.	84a. COMBINED GREASE TRAP MOP SINK.
16. HC900.	50. 2 DRAWER FILING CABINET.	85. BRUSH RACK.
16a. HC900 - FLAPS IN PLACE OF DOOR.	51. MOBILE BUN DEFROST UNIT.	86. ELECTRICAL SERVICE COLUMN.
17. BUN TOASTER.	52. PHONE.	87. PDMO HOSE.
18. WHB.	53. WORKTOP ON CHROME LEGS.	88. BIFFA BIN.
19. BURGER STATION.	54. WALL MOUNTED VIDEO CUPBOARD.	89. LEARNING ZONE.
20. SINGLE BREADING TABLE.	55. KITCHEN BIN.	90. FUSION TIMER.
20a. LINEAR DOUBLE BREADING TABLE.	55a. FOH SPARE BIN.	91. AMBIENT DISPLAY.
20b. BACK TO BACK DOUBLE BREADING TABLE.	56. FIRE ALARM INDICATOR PANEL.	92. FTU6.
20c. SLIMLINE BREADING TABLE.	57. DISHWASHER.	93. FTU5 FILTER.
20d. NEXT GEN BREADING TABLE.	58. S/S WALL.	94. PACKAGING TOWER.
21. UPRIGHT FREEZER.	59. DUKE HSHU HOT HOLD TO B.S. - 3x2 HIGH.	95. DUAL SOFT SCOOP DISPENSER.
	59a. DUKE HSHU HOT HOLD TO HCW- 2x2 HIGH.	96. MANITOWOC ES2 OVEN.

DESIGN SIGNOFF

NAME / TITLE

SIGNATURE

DATE

ALL DIMENSIONS TO BE CHECKED ON SITE. DO NOT SCALE FROM THIS DRAWING EXCEPT FOR THE PURPOSES OF LOCAL AUTHORITY PLANNING

REV	DATE	DESCRIPTION
D	27.05.22	Updated to suit KFC mark ups
C	04.08.22	Updated following comments from QFM
B	03.08.22	Updated to suit development checklist
A	22.07.22	Updated to suit latest proposals

REV DATE DESCRIPTION



IMAGE ENHANCEMENT

SITE ADDRESS
KFC WEST STREET
 163 West Street
 Sheffield
 South Yorkshire
 S1 4EW
CLIENT / FRANCHISEE - QFM Group

DRAWING TITLE
Proposed GA Plan

DRAWN BY RHS **CHECKED** ARP **DATE** MAY 22

STORE NO. 065/42 **SCALE** 1:50@ A1

DRAWING NO. 065/42/2022/G100 (PD Ref. 3915) **REVISION** D

FUSION MONITOR KEY

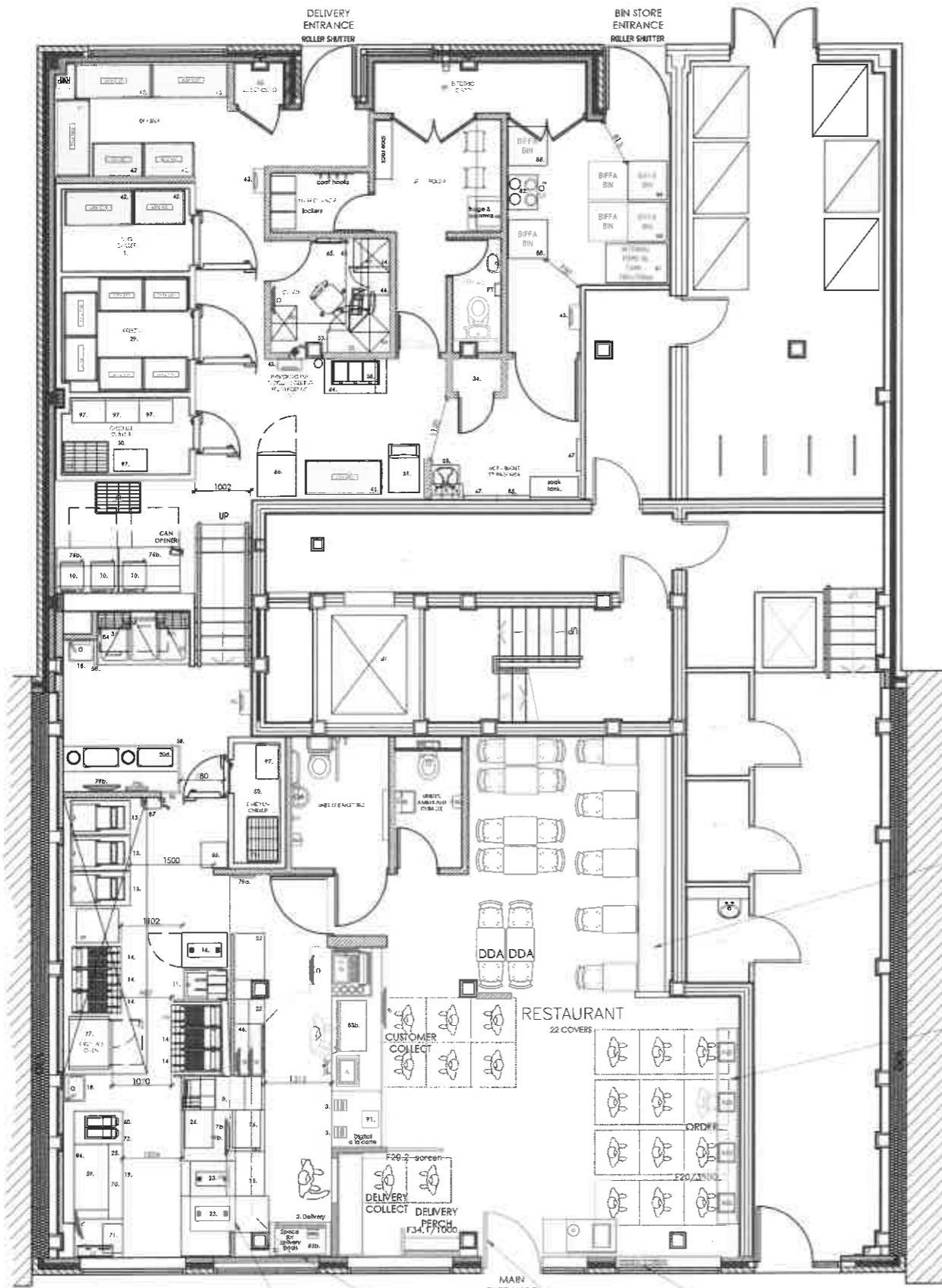
	burger station pack screen		order ready		cctv monitor
	pack screen		beverage		d/t monitor
	chicken pack screen		drive thru expedite		
	under counter expedite screen - perspex panel to counter top with screen under				

BOH EQUIPMENT COLOURS SCHEDULE

unchanged equipment numbers (black)	00.	additional equipment numbers (red)	00.
repositioned equipment numbers (green)	00.	provisional equipment numbers (blue)	00.

RACKING SCHEDULE

location	existing linear	proposed linear
chicken chiller		
veg chiller		
freezers		
dry storage		



Existing bench seating to be retained & refurbished

New kiosk table with 4no K22 kiosks & 3no DMB over

Wall cut back for additional HC903

New internal wall

New door RAL 3020 to be hung on opposite side

New double sided digital advertisement board fitted in window reveal

PROPOSED GA PLAN

Scale - 1:50 @ A1 / 1:100 @ A3

FOR APPROVAL

Appendix 'B'

Current Premises Licence

Licensing Act 2003 Premises Licence

Issue No: 2

SY002151 PR

LOCAL AUTHORITY



Licensing Service
Place Portfolio
Block C Staniforth Road Depot
Staniforth Road
Sheffield
S9 3HD
Tel: 0114 2734264
Taxi Enquiries: taxilicensing@sheffield.gov.uk

The Sheffield City Council being the Licensing Authority under the _____ above Act, hereby grant this licence in accordance with the requirements of the Licensing Act 2003 in respect of and subject to the conditions attached:

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

KFC

163 West Street, Sheffield, S1 4EW.

Telephone 07481777652

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- provision of late night refreshment

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity	Day	Time From	Time To
I. Late night refreshment (Indoors)			
	Sunday	11:00pm	1:00am
	Monday	11:00pm	1:00am
	Tuesday	11:00pm	1:00am
	Wednesday	11:00pm	1:00am
	Thursday	11:00pm	1:00am
	Friday	11:00pm	2:00am
	Saturday	11:00pm	2:00am



Licensing Act 2003

Premises Licence

Issue No: 2

SY002151 PR

THE OPENING HOURS OF THE PREMISES

Day	Time From	Time To
Sunday	11:00am	1:00am
Monday	11:00am	1:00am
Tuesday	11:00am	1:00am
Wednesday	11:00am	1:00am
Thursday	11:00am	1:00am
Friday	11:00am	2:00am
Saturday	11:00am	2:00am

PLEASE NOTE:

In the event, that the hours permitted on this premises licence differ from those authorised on your planning consent, you MUST ONLY operate to which ever is the most restrictive permission.

Both Licensing and Planning carry out enforcement activities and if you are found to be in breach of either your premises licence and / or your planning consent, it may result in legal action being taken against you.

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Fieldrose Ltd
Qfm House, 10 Brightside Lane, Sheffield, S9 3YE.
ann@qfm-group.com

Fieldrose Ltd

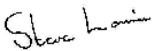
02729271

N/A

Licence first effective date: 2 November, 2012

This Premises Licence shall be in force from: 17 January, 2013

Issue date of this licence: 19 January, 2024



Steve Lonnia
Head of Licensing Services
On behalf of Sheffield City Council (Issuing Licensing Authority)



Licensing Act 2003
Premises Licence

Issue No: 2

SY002151 PR



ANNEXES

Annex 1A - Mandatory Conditions

Mandatory Condition 1 (Section 19 ss 2)

Where a licence authorises the sale of alcohol then no supply of alcohol may be made under the premises licence -

- (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
- (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Mandatory Condition 2 (Section 19 ss 3)

Where a licence authorises the sale of alcohol then every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Mandatory Condition 3 (Section 20)

1. Where a premises licence authorises the exhibition of films, the licence includes the following conditions relating to the admission of children to the exhibition:
 - (a) The admission of children (under 18) to the exhibition of any film must be restricted in accordance with the classification set by the film classification body (currently the BBFC).
 - (b) In a case where there is no classification given by the classification body (the BBFC) the admission of children to the exhibition of any film must be restricted in accordance with any recommendation given by the Licensing Authority.
2. In this section -
 - “children” means persons aged under 18; and
 - “film classification body” means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

Mandatory Condition 4 (Section 21)

Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity each such individual must be licensed by the Security Industry Authority.

Annex 1B - Mandatory Condition effective from 28th May 2014:

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1-
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) “permitted price” is the price found by applying the formula-

$$P = D + (D \times V)$$

where-

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence-
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and



ANNEXES continued ...

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 1C - Mandatory Conditions effective from 1st October 2014:

- 1.-(1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises-
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 3.- (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either-
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.
4. The responsible person must ensure that-
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers

Licensing Act 2003

Premises Licence

Issue No: 2

SY002151 PR

ANNEXES continued ...

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Annex 2 - Conditions consistent with the operating schedule

1. There shall be no 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.
2. The CCTV system installed shall be maintained and recording whilst the premises are open to the public.
3. Regular litter patrols will be carried out in the immediate vicinity of the premises.

Annex 3 - Conditions attached after a hearing by the licensing authority

Annex 4 - Plans

KFC Sheffield West Street

Date: May 2012

Drawing No: 0000/2012/A310/12-0015 Rev: B



Licensing Act 2003

Issue No: 2

Premises Licence Summary SY002151 PR

LOCAL AUTHORITY

Licensing Service

Place Portfolio

Block C Staniforth Road Depot

Staniforth Road

Sheffield

S9 3HD

Tel: 0114 2734264

Taxi Enquiries: taxilicensing@sheffield.gov.uk

General Licensing: licensing@sheffield.gov.uk

The Sheffield City Council being the Licensing Authority under the above Act, hereby grant this licence in accordance with the requirements of the Licensing Act 2003 in respect of and subject to the conditions attached:

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

KFC

163 West Street, Sheffield, S1 4EW.

Telephone 07481777652

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- provision of late night refreshment

THE TIMES THE LICENCE AUTHORIZES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity	Day	Time From	Time To
I. Late night refreshment (Indoors)			
	Sunday	11:00pm	1:00am
	Monday	11:00pm	1:00am
	Tuesday	11:00pm	1:00am
	Wednesday	11:00pm	1:00am
	Thursday	11:00pm	1:00am
	Friday	11:00pm	2:00am
	Saturday	11:00pm	2:00am



Licensing Act 2003

Issue No: 2

Premises Licence Summary SY002151 PR

THE OPENING HOURS OF THE PREMISES

Day	Time From	Time To
Sunday	11:00am	1:00am
Monday	11:00am	1:00am
Tuesday	11:00am	1:00am
Wednesday	11:00am	1:00am
Thursday	11:00am	1:00am
Friday	11:00am	2:00am
Saturday	11:00am	2:00am

PLEASE NOTE:

In the event, that the hours permitted on this premises licence differ from those authorised on your planning consent, you **MUST ONLY** operate to which ever is the most restrictive permission.

Both Licensing and Planning carry out enforcement activities and if you are found to be in breach of either your premises licence and / or your planning consent, it may result in legal action being taken against you.

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES

NAME (REGISTERED), ADDRESS OF HOLDER OF PREMISES LICENCE

Fieldrose Ltd
Qfm House, 10 Brightside Lane, Sheffield, S9 3YE.

Fieldrose Ltd

02729271

N/A

Licence first effective date: 2 November, 2012

This premises licence shall be in force from 17 January, 2013

Issued date of this licence: 19 January, 2024



Steve Lonnia
Head of Licensing Services
On behalf of Sheffield City Council (Issuing licensing authority)



Appendix 'C'

**Local Resident Association Objection
South Yorkshire Police**

From: ChangingSheff, opposing this application for 24-hour licensing

Reference as below:

Applicant:	Fieldrose Ltd
Premises:	KFC
Address:	163 West Street Sheffield S1 4EW
Type of Premises:	Restaurant
Ward:	City
Legislation & Type of app:	Licensing Act 2023 Variation
Application Details:	To open 24 hours To increase Late Night Refreshment to 5:00 daily To change the layout
Date Received	18th January 2024
Any representations must be made in writing by:	15th February 2024

Fieldrose Ltd. operates as a franchise of Kentucky Fried Chicken. The Company markets its fast food products to customers in the South Yorkshire area of England

Objection:

On behalf of local residents we are objecting to the application by Fieldrose Ltd to open this Kentucky Fried Chicken outlet round the clock.

The reasons obtained from nearby residents are:

1. If agreed, this would set a precedent for licenced premises – of which there are many nearby – to apply for 24-hour opening. If accepted this would substantially increase overnight disturbance for people living in the vicinity.
2. As the population of the city centre increases to 35,000 under the current redevelopment, to focus on residential accommodation, the need for a balance between commercial interests and domestic needs becomes more acute.
3. This is an example of where the need for a few people to have fast food right through the night cannot be more important than the need for a good night's sleep.
4. Where is the evidence that sufficient people want fast food through the night to justify this outlet requesting 24 hour opening?
5. During these overnight hours some of the business is expected to come from food collections by Deliveroo, Just Eat, taxis etc. That brings traffic, noise and disturbance. All seem to think it's acceptable to pip/horn at each other throughout the night.
6. Noise from customers. Shouting, screaming, 'singing' till 4/5am already happens most nights so providing more opportunities for this anti-social behaviour for the sake of a few people wanting fast food is not acceptable.
7. Rubbish from customers. There is already too much so the cost of Council cleaning will increase.
8. The businesses can't control their customers once they leave their premises, so it isn't possible to imagine how conditions would help.
9. We hope the Licensing Committee members accept the balance requested by residents.

Compiled from resident comments and submitted by Peter Sephton, Chair of ChangingSheff, the Residents' Association for people who live in Sheffield City Centre

Sent on behalf of Licensing, South Yorkshire Police

Licensing General

Block C

Staniforth Road Depot

609 Staniforth Road

Sheffield

15th February 2024

Licensing Act 2003

Objection to application to vary premise licence

KFC, 163 West Street

On behalf of the Chief Constable of South Yorkshire, an objection is being made in relation to the above application.

My representation is based on the prevention of crime and disorder and public safety.

Our concerns centre around the proposal for 24 hour operation. With the premise being located on one of the busiest streets of the drinking circuit in the city centre and with similar establishments closing earlier, we feel there may be potential for higher levels of custom in the early hours leading to potential issues with those in drink.

On this basis with have requested an amendment to opening hours with a close of 05.00 hours until 07.00 hours each day, coupled with an enhanced CCTV requirement ensuring the retention and availability of footage:

- A CCTV system to the specification of South Yorkshire Police will be fitted, maintained and in use at all times whilst the premises are open (in line with specification July 2020) . 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, in line with GDPR guidance. Members of the management team will be trained in the use of the system.
CCTV systems installed after 2021 should be full digital systems with wide dynamic range IP cameras (WDR)
- The CCTV system will contain the correct time and date stamp information.

- The CCTV footage will be controlled and kept in a secure environment to prevent tampering or unauthorised viewing. A record will be kept of who has access the system, the reason why and when.

If agreement can be made prior to committee hearing I will be in a position to withdraw this representation.

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

Regards.

South Yorkshire Police Licensing Department

Appendix 'D'

Hearing Notices / Regulations / Procedures



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

FAO: Fieldrose Limited c/o Tim Shield, John Gaunt & Partners

Sent via email: tshield@john-gaunt.co.uk

The Sheffield City Council being the licensing authority, on the 18th January 2024 received your application in respect of the premises known as:

KFC, 163 West Street, Sheffield, S1 4EW

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

- **South Yorkshire Police**
- **1 x Local Residents Group – Changing Sheff**

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 **Monday 11th March 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) 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, or LicensingService@sheffield.gov.uk** within five (5) working days before the day or the first day on which the hearing is to be held.

Dated: 29th February 2024

Signed: Jayne Gough

The officer appointed for this purpose

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



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

To: South Yorkshire Police Licensing

Sent via email: sheffield.liquor-licensing@southyorks.pnn.police.uk

The Sheffield City Council being the licensing authority, on the 18th January 2024 received an application in respect of the premises known as;

KFC, 163 West Street, Sheffield, S1 4EW

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

- **South Yorkshire Police**
- **1 x Local Residents Group – Changing Sheff**

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 **Monday 11th March 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 representation 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, or LicensingService@sheffield.gov.uk** within five (5) working days before the day or the first day on which the hearing is to be held.

Dated: 29th February 2024

Signed: Jayne Gough
The officer appointed for this purpose

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



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

To: Peter Sefton, on behalf of Changing Sheff

Sent via email: xxxxxxxx & xxxxxxxx

The Sheffield City Council being the licensing authority, on the 18th January 2024 received an application in respect of the premises known as;

KFC, 163 West Street, Sheffield, S1 4EW

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

- **South Yorkshire Police**
- **1 x Local Residents Group – Changing Sheff**

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 **Monday 11th March 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 representation 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, or licensing@sheffield.gov.uk** within five (5) working days before the day or the first day on which the hearing is to be held.

Dated: 29th February 2024

Signed: Jayne Gough
The officer appointed for this purpose

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

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: KFC, 163 West Street, Sheffield, S1 4EW
Type of App: LA03 Variation of a Premises Licence Application
Hearing Date: 11th March 2024 – 10:00am. Sheffield Town Hall

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 Peter Sephton, on behalf of Changing Sheff

hereby confirm that I have received the Notice of Hearing dated 29th February 2024 and notify you as follows **(please complete)**:

I intend to attend the hearing at 10:00am on Monday 11th March 2024 in Sheffield Town Hall.

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)
 - (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.

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