

AGENDA

Meeting: Southern Area Licensing Sub Committee
Place: Alamein Suite - City Hall, Malthouse Lane, Salisbury, SP2 7TU
Date: Wednesday 29 June 2016
Time: 10.30 am
Matter: Application for a Premises Licence; Harnham Local 1 Harnham Road, Salisbury, SP2 8JG

Please direct any enquiries on this Agenda to Lisa Moore 01722 434560, of Democratic Services, County Hall, Bythesea Road, Trowbridge, BA14 8JN.

Press enquiries to Communications on direct lines (01225)713114/713115.

This Agenda and all the documents referred to within it are available on the Council's website at www.wiltshire.gov.uk

Membership:

Cllr Trevor Carbin
Cllr Jose Green

Cllr George Jeans
Cllr Leo Randall

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AGENDA

1 **Election of Chairman**

To elect a Chairman for the meeting of the Sub Committee.

2 **Apologies for Absence/Substitutions**

To receive any apologies for absence and to note any substitutions.

3 **Procedure for the Meeting**

The Chairman will explain the attached procedure for the members of the public present.

4 **Chairman's Announcements**

The Chairman will give details of the exits to be used in the event of an emergency.

5 **Declarations of Interest**

To receive any declarations of disclosable interests or dispensations granted by the Standards Committee.

6 **Licensing Application** *(Pages 5 - 10)*

To consider and determine an Application for a Premises Licence by Mrs Fatma Kaya-Cifci in respect of Harnham Local, 1 Harnham Road, Salisbury, SP2 8JG.

6a **Appendix 1 - Application** *(Pages 11 - 30)*

6b **Appendix 2 - Map** *(Pages 31 - 32)*

6c **Appendix 3 - Email from Cllr Tomes** *(Pages 33 - 54)*

6d **Appendix 4 - Email from Robert Key** *(Pages 55 - 56)*

6e **Appendix 5 - Map** *(Pages 57 - 58)*

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WILTSHIRE COUNCIL

SOUTHERN AREA LICENSING SUB COMMITTEE

MEETING DATE 29th June 2016

**Application for a Premises Licence; Harnham Local 1 Harnham Road,
Salisbury, SP2 8JG**

1. Purpose of Report

- 1.1 To determine an application for a Premises Licence in respect of Harnham Local, 1 Harnham Road, Salisbury, SP2 8JG made by Mrs Fatma Kaya-Cifci

2. Background Information

- 2.1 An application for a Premises Licence in respect of Harnham Local, 1 Harnham Road, Salisbury, SP2 8JG has been made by Mrs Fatma Kaya-Cifci The Knap, 156 Wilton Road, Salisbury, SP2 7LA for which eleven relevant representations have been received, ten objecting to the application and one in support.

- 2.2 Wiltshire Council (as the Licensing Authority) must hold a hearing to consider the application having regard to the representations. In accordance with Section 18 (3) of The Licensing Act 2003 the Licensing Sub Committee is required to take such of the steps listed in 2.4 below as it considers appropriate for the promotion of the licensing objectives. In considering the application and the relevant representations, the Sub Committee must also have regard to relevant Government guidance and the Council's Licensing Policy

- 2.3 The licensing objectives are:

- i) The Prevention of Crime and Disorder;
- ii) Public Safety;
- iii) The Prevention of Public Nuisance; and
- iv) The Protection of Children from Harm.

- 2.4 Such steps are:

- i) To grant the licence subject to such conditions as are consistent with those included in the operating schedule submitted with the application, modified to such extent as the Sub Committee considers appropriate for the promotion of the licensing objectives, together with any mandatory conditions required by the Licensing Act.
- ii) To exclude from the scope of the application any licensable activity.
- iii) To refuse to specify a person as the designated premises supervisor.
- iv) To reject the application.

2.5 On 25th April 2016 an application for a new Premises Licence was received and accepted as a valid application.

2.6 The application as applied for is as follows:

Licensable Activity	Timings	Days
Sale by retail of alcohol (off sales)	0700 - 2300	Monday - Sunday

A copy of the application from Mrs Fatma Kaya-Cifci The Knap 156 Wilton Road, Salisbury, SP2 7LA is attached as **Appendix 1**.

2.7 The other premises which are licensed for off-sales of alcohol within the vicinity of the application address are detailed as follows:

Premises	Licensed Hours for Off-sales of Alcohol	Days
Greyfisher	1100 - 2300 + On 1100 - 0000 + On	Sunday – Thursday Friday - Saturday
Rose & Crown Hotel	1000 – 0000 + On 1000 – 0100 + On 1000 - 0200 + On	Sunday –Wednesday Thursday Friday - Saturday
Salisbury Connect Service Stn	0800 – 2300	Sunday - Saturday

2.8 A map showing the locations of the above premises is attached as **Appendix 2**.

3. Consultation and Representations

3.1 The application process requires the application to be advertised, by the Applicant, in a local news publication within 10 working days, starting on the day after the authority receives it and for a public notice (on pale blue paper) to be posted on the premises. In addition the Licensing Authority advertises the application on its website, for a period of 28 consecutive days, starting the day after the authority receives the application.

3.2 No public notice was displayed at the premises. This resulted in the consultation period being extended until 6th June, agreed with the applicants Agent.

3.3 During the consultation period eleven relevant representations have been received one from the local councillor and 10 from members of the Public. 9 were against the application and one was in support of it.

3.3 Representations Received

Against the application

- Cllr Ian Tomes
- Reverend Canon Michael Goater
- Ms Janice Ashton
- Ms Claire Burden
- Mrs Meryllyn Cooper
- Mr Malcolm Phillip
- Mr Tom & Mrs Sally Pond
- Mrs Elizabeth Slater
- Mr Keith Smith
- Ms Sally Smythe

For the application

- Mr Robert Keys

3.4 Responsible Authorities

No Responsible Authority has made a representation in connection with this application.

3.5 A summary of the representations made is detailed in the table below:

Representation	Licensing Objective	Accepted	Comments
Noise disruption	Prevention of Public Nuisance	Yes	Made by 4 Objectors
Anti Social Behaviour	Crime & Disorder	Yes	Made by 6 Objectors

3.6 The relevant representations against and for are attached as **Appendix 3a and appendix 3b**

3.7 **Appendix 4** shows a detailed plan of the area.

3.8 In relation to shops, stores and supermarkets, the Guidance issued under Section 182 of the Licensing Act 2003 states:

‘Shops, stores and supermarkets should normally be free to provide sales of alcohol for consumption off the premises at any times when the retail outlet is open for shopping unless there are good reasons, based on the licensing objectives, for restricting those hours.’

4. Legal Implications

4.1 This hearing is governed by the Licensing Act 2003 (Hearings) Regulations. These provide that hearings should be held in public unless the Licensing Authority considers that the public interest in excluding the public outweighs the public interest in the hearing taking place in public.

4.2 The Applicant, and all persons who have made representations have been informed of the date, time and location of the hearing and their right to attend and be represented.

4.3 At the hearing all those who have made representations are entitled to address the Sub Committee and to ask questions of another party, with the consent of the Sub Committee.

5. Officer Recommendations

5.1 Officers are not permitted to make a recommendation – the decision is to be reached by the members of the Licensing Sub Committee.

6. Right of Appeal

6.1 It should be noted that the Applicant and those persons who have made representations may appeal the decision made by the Licensing Sub Committee to the Magistrates Court. The appeal must be lodged with the Magistrates Court within 21 days of the notification of the decision.

6.2 In the event of an appeal being lodged, the decision made by the Licensing Sub Committee remains valid until any appeal is heard and any decision made by the Magistrates Court.

6.3 A Responsible Authority or any person may apply to the Licensing Authority for a Review of a Premises Licence. Whether or not a Review Hearing takes place is in the discretion of the Licensing Authority, but, if requested by a person other than a Responsible Authority it will not normally be granted within the first 12 months except for the most compelling circumstances.

Report Author: Ian Garrod

Name, title and contact details Wiltshire Council Licensing Officer 01722 432484

Date of report 20th June 2016

Background Papers Used in the Preparation of this Report

- **The Licensing Act 2003**
- **The Licensing Act (Hearings) Regulations 2005**
- **Guidance issued under Section 182 of the Licensing Act 2003**
- **Wiltshire Council Licensing Policy**

Appendices

- 1 New Premises Licence Application Form**
- 2 Map showing locations of other Off Sale Premises**
- 3a Relevant representations (against)**
- 3b Relevant representations (for)**
- 4 Detailed plan of the area**

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**Application for a premises licence to be granted
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.

I/We Fatma Kaya-Cifci

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
1 Harnham Road Salisbury			
Post town	Salisbury	Postcode	SP2 8JG
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£4150	

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input checked="" type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | <input type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |

- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input checked="" type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname Kaya-Cifci			First names Fatma		
I am 18 years old or over				<input checked="" type="checkbox"/>	Please tick yes
Current postal address if different from premises address		The Knap 156 Wilton Road Salisbury			
Post town	Salisbury		Postcode	SP2 7LA	
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		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
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
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

MM		YYYY					
2	3	0	5	2	0	1	6

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

DD		MM		YYYY			

Please give a general description of the premises (please read guidance note 1)

The premises are to operate as a convenience store with an off licence facility.

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

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

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

Provision of regulated entertainment

Please tick any 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

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Both	<input type="checkbox"/>				
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			



D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)			
Mon						
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)			
Wed						
Thur			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)			
Fri						
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 3)					
Mon								
Tue								
Wed						State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur								
Fri								
Sat						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 5)		
Sun								



F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed					
			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Thur			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed					
			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur			<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 5)		
Fri					
Sat					
Sun					



H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			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 (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri					
Sat			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 (please read guidance note 5)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (please read guidance note 5)		
Sat					
Sun					



J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	0700	2300			
Tue	0700	2300			
Wed	0700	2300			
Thur	0700	2300			
Fri	0700	2300			
Sat	0700	2300			
Sun	0700	2300			
			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 5)		

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

Name	
Fatma Kaya-Cifci	
Address	
The Knap 156 Wilton Road Salisbury	
Postcode	SP2 7LA
Personal licence number (if known)	
PER1164	
Issuing licensing authority (if known)	
Wiltshire 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 8).

There are no services or activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) 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 5)
Day	Start	Finish	
Mon	0700	2300	
Tue	0700	2300	
Wed	0700	2300	
Thur	0700	2300	
Fri	0700	2300	
Sat	0700	2300	
Sun	0700	2300	

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

SEE ATTACHED

b) The prevention of crime and disorder

SEE ATTACHED

c) Public safety

SEE ATTACHED

d) The prevention of public nuisance

SEE ATTACHED

e) The protection of children from harm

SEE ATTACHED

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.

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

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 11).
If signing on behalf of the applicant, please state in what capacity.

Signature	[REDACTED]
Date	22/04/2016
Capacity	Dorset Licensing – authorised agents for applicant.

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorized agent (please read guidance note 12). **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 13)

Dorset Licensing
 48, Hinchliffe Road
 Poole
 Dorset

Post town	Poole	Postcode	BH15 4ED
Telephone number (if any)	01202 685072		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) sales@dorsetlicensing.com			

P

a) General

These premises are a new acquisition which are being completely refurbished to be operated as a convenience store. The applicant wishes to enhance her business with the daily retail sale of alcohol, for consumption Off the premises.

b) The Prevention of Crime & Disorder

A CCTV system will be maintained at the premises in accordance with the recommendations of the Wiltshire Police and images made available on request by the Police or other Authorised Officer.

The sale of intoxicating liquor will not be made to persons where there are grounds to believe that the sale will result in crime or disorder.

c) Public Safety

We will endeavour to insure that the premises are safe for both staff and the general public, a fire risk assessment will be undertaken.

d) The prevention of public nuisance

We contribute to alleviate public nuisance on/and in the vicinity of the premises during the times when the premises are open to members of the public.

All deliveries and the collection of refuse will take place during day hours as at present between 0900 hours and 1700 hours.

e)The protection of children from harm

All staff will be trained in the sale of age restricted products under the SWERCOTS guidance issued by trading standards(or under any new guidance that will supersedes it).

Training records for all staff will be maintained at the premises for a period of not less that twelve months, these records will be made available for inspection by and authorised officer on request. Refresher training will be given to all staff on a 6 monthly basis, or when there is a change in legislation.

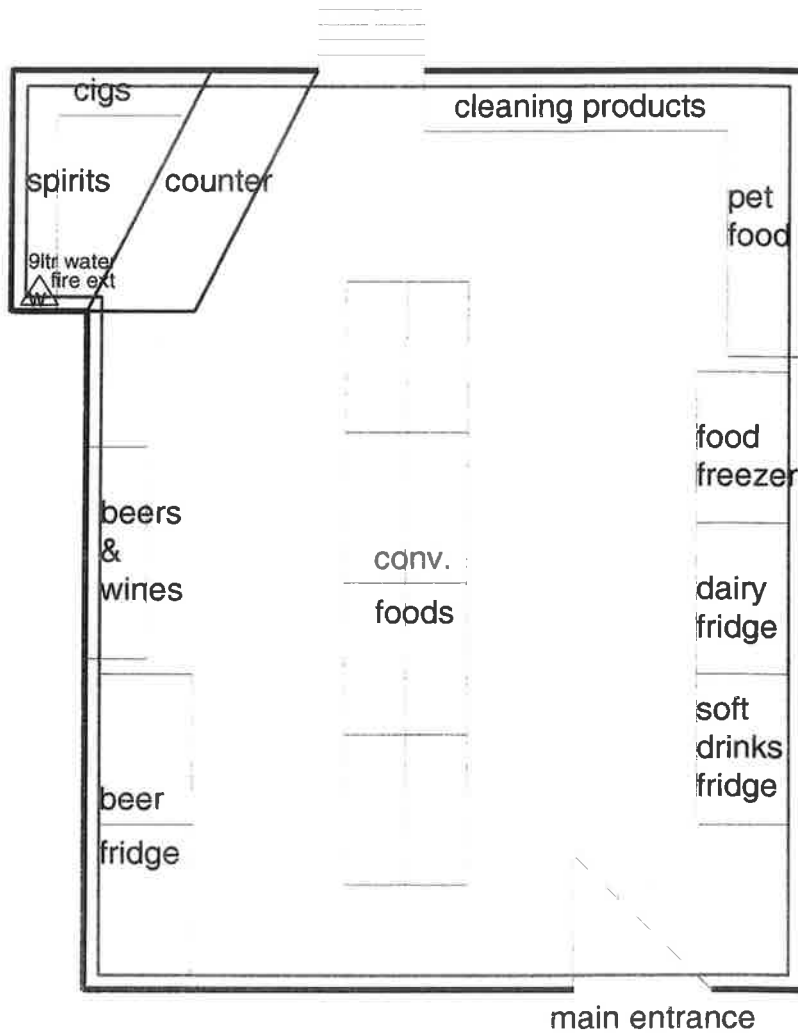
Only PASS approved ID will be acceptable plus passport or photo driving licence.

A refusals register will be maintained at the premises, records of this will be kept for no less that twelve month and made available for inspection by an authorised officer request. The register will be signed off by the DPS/ Duty Manager at least once a week to ensure that all members of staff are using it.

The premises will adopt a Challenge 25 Policy, appropriate signage to this effect will be prominently displayed at the premises.

No person under the age of 18 years will be responsible for the sale of alcohol.

1, Harnham Road, Salisbury SP2 8JG

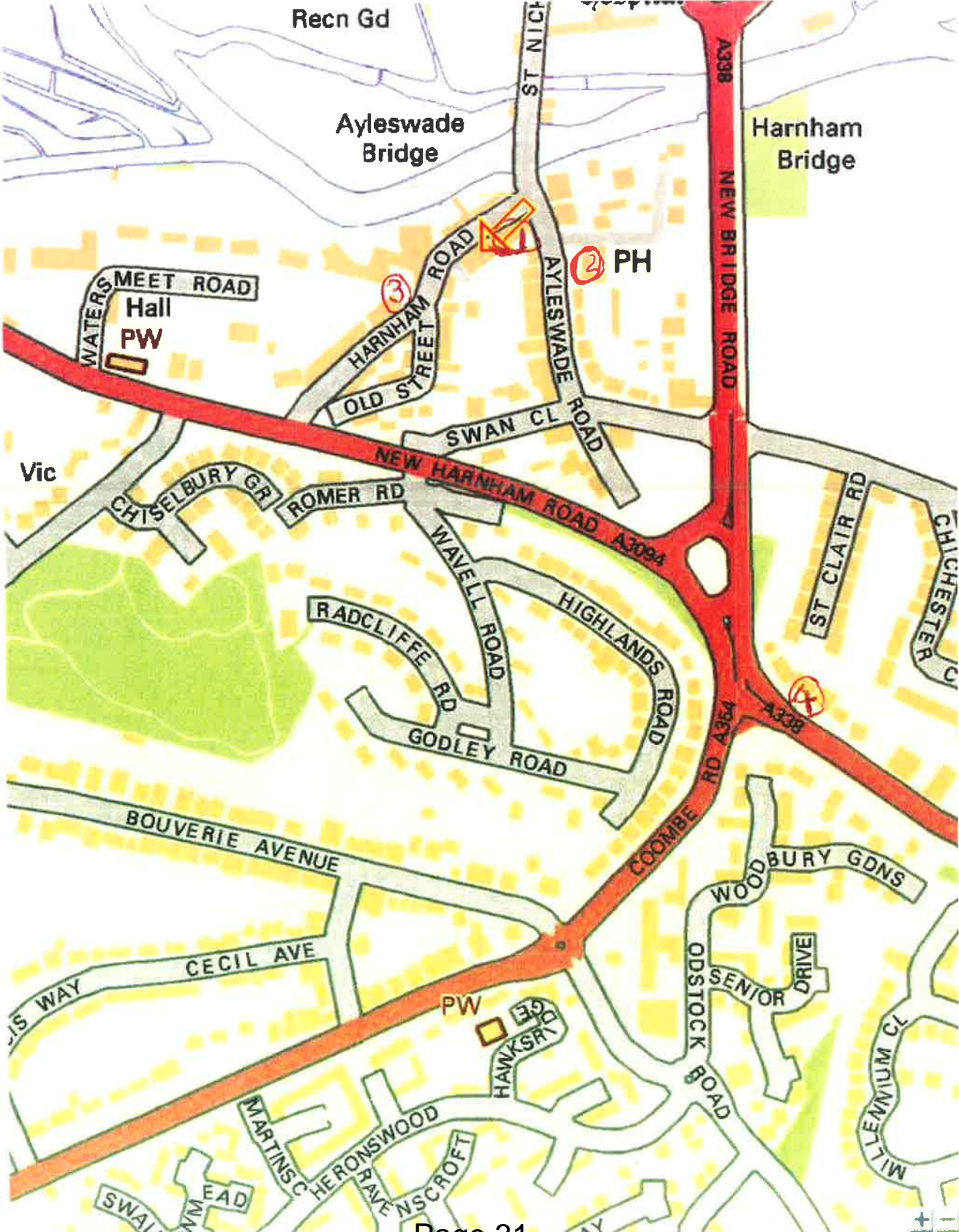


COPY

LICENSING AUTHORITY
CERTIFIED COPY
DATE 25.04.2016

Dorset Licensing
Prepared for :- Mrs F. Kaya - Cifci
Application for grant of a Premises Licence
Scale 1: 50 Ref. AD52/990720/P3/220416
0 1m 2m 3m

- 1 HARNHAM LOCAL
- 2 GREY FISHER
- 3 ROSE AND CROWN
- 4 SALISBURY CONNECT SERVICE STATION



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Garrod, Ian

Subject: FW: Licensing Act 2003 - Application Premises Licence – 1 Harnham Road, Salisbury, SP2 8JG

From: Tomes, Ian

Sent: 06 June 2016 10:18

To: Garrod, Ian

Subject: FW: Licensing Act 2003 - Application Premises Licence – 1 Harnham Road, Salisbury, SP2 8JG

Dear Ian

Please can I object to this licensing application. This area already suffers from some anti-social behaviour which I believe is alcohol fuelled. There has been a number of incidences recently, including those mentioned by [REDACTED] in her e-mail to you.

This area is very residential with terrace houses facing straight onto the street and is quite dense. Any extra incidents of anti-social behaviour would be unacceptable and I believe that a licensed premises in this location, of this type, would cause just that.

Please do contact me with any concerns and please let me know that my objection has been accepted.

All the best

Cllr Ian Tomes

Garrod, Ian

From: Michael Goater [REDACTED]
Sent: 23 May 2016 11:24
To: LicensingSouth
Subject: fao The Licensing Officer: objection to licensing application

23 May 2016

The Licensing Officer
Wiltshire Council Licensing Department
Bourne Hill
Salisbury
Wiltshire SP1 3UZ

Your ref. WK/2016201609669

Dear Sir

**Application for a new premises licence for the supply of alcohol on and off the premises
1 Harnham Road
Salisbury
Wiltshire SP2 8JG**

I wish to register an objection to this application on the following grounds.

1. Crime, disorder and public nuisance

St Nicholas Road suffers from persistent low-level anti-social behaviour exacerbated by alcohol as evidenced by the beer cans discarded in the road and tossed into gardens and the river. The nuisance typically comprises minor vandalism, shouting, car engines revved excessively and occasional trespass. Two properties owned by the Hospital in the road have been targeted, together with the Hospital itself. We have installed CCTV covering the road, the system regularly used by the police. The present level of disorder, though annoying, is mostly tolerated by fair-minded residents in a suburban setting, but there must be a concern that a further ready source of alcohol in the vicinity – a pub and hotel with several bars are within 100m of the premises in question – such as the grant of this licence would allow would lead to further aggravation.

2. Public safety

The premises in question stand on the corner of an awkward junction controlled by lights, accessed by a single-lane carriageway in one direction and narrow residential roads in two others. Two of these roads are a bus-route. There is extensive controlled on-street parking for residents and double-yellow lining. Patrons of the proposed off-licence arriving by car will almost inevitably have to park illegally and dangerously.

3. Protection of children from harm

To an extent this must be a subjective assessment, but it should be noted that the premises stand on a well-frequented school-route for both primary and secondary pupils.

Yours faithfully

(The Revd Canon) Michael Goater

Master

AE

St Nicholas Hsopital
St Nicholas Road
Salisbury
Wiltshire SP1 2SW

AE

3A

Garrod, Ian

Subject: FW: Ref: WK/2016201609669

From: [REDACTED]
Sent:
To: Garrod, Ian
Subject: Re: Ref: WK/2016201609669

Dear Mr Garrod

My name is Janice Ashton and I live at 14 Harnham Rd, Salisbury, SP2 8JG

It is quite obvious that with the close proximity of the Greyfisher Public House to the property 1 Harnham Rd that the most likely potential customers for the proposed off licensed premises will be customers leaving the public house - and as the license is to be up to 11 pm then it is also quite probable that these customers will not be absolutely sober and that is where the probable noise and disturbance will come from. At the moment, as most Greyfisher customers leave the public house on the Britford side of the premises, the very quiet Ayleswade Rd and Harnham Rd are relatively unaffected by customers leaving the public house. As soon as there is an off licence on this corner position this will inevitably change and problems will start. We cannot be naive enough to think they won't.

If you cannot accept this as an objection please let me know.

Regards

Janice Ashton

AC

Garrod, Ian

From: Claire Burden [REDACTED]
Sent: 22 May 2016 12:31
To: LicensingSouth
Subject: WK/2016201609669

Dear Sirs

I write with reference to the application WK/2016201609669 1 Harnham Rd, Salisbury.

As a resident of 7 Ayleswade Road, my property directly overlooks the premises and will be affected by the proposed operating hours.

I would like to object on the following points:

1. Noise

The area is a quiet residential area, one of the reasons for living in this area is the proximity to city centre without the noise pollution living in the city centre would offer. This licence would attract vehicles and pedestrians to the shop until 11pm every evening creating unwelcome levels of noise in the area.

2. Odour

Increased air pollution from waiting vehicles with engines running and delivery lorries.

3. Litter, waste and street fouling

This is inevitable with a corner shop especially one selling alcohol and cigarettes

4. Light Pollution

I imagine the shop will have illuminated signage and this will be seen directly from my property until 11pm if not later.

The area is a quiet residential area in a conservation area, we are currently well serviced by the nearby Marks and Spencer's and Nisa stores both offering alcohol sales already.

This area has residential parking and the shop is located without any parking immediately in front or to the side, there is no parking at all for customers and so that would put increased pressure on the residents parking which is already over subscribed.

Located on a regular bus route I wonder how many cars on the double yellow lines will be in the way of the buses and other traffic coming around the bend.

Please see this as an objection to the premises licence application.

Kind regards

Claire Burden

Garrod, Ian

From: merilyn cooper [REDACTED]
Sent: 22 May 2016 21:53
To: LicensingSouth
Subject: Ref. Application No. WK/2016201609669

Dear Sirs

I wish to register my objection to the above Licensing Application.

It is entirely unsuitable for this quiet residential corner, especially when alcohol is already available at two venues close by. The extended opening hours would cause noise and nuisance to neighbours and potential for traffic hazards at this junction with the narrow bridge.

There are already incidents of vandalism on the pedestrian route between Harnham and the city centre, particularly on Friday and Saturday nights. Making more alcohol available late at night could exacerbate the problem.

Yours faithfully

Merilyn Cooper (Mrs)

3 De Vaux Place
SP1 2SJ



Wiltshire Council

Where everybody matters

REPRESENTATION FORM

This form must be returned within the statutory period, which is 28 days from the date the notice was displayed on the premises or the date specified in the Public Notice in the newspaper. Please contact the Licensing Section to confirm this date.

Any individual, body or business can make a Representation to the Licensing Authority in relation to an application, regardless of their geographic proximity to the premises. Any Representation must be relevant, in that the Representation relates to one or more of the Licensing Objectives.

Premises about which Representation is being made	1 HARNHAM ROAD SALISBURY SP2
Your Name	MALCOLM PHILIP
Postal Address	2 HARNHAM ROAD SALISBURY SP2 8JG
Contact Telephone Number	
<p>Are you:</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> An individual? <input type="checkbox"/> A person who operates a business? <input type="checkbox"/> A person representing residents or businesses? <input type="checkbox"/> A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority)? 	
If you are representing residents or businesses who have asked you to represent them?	

Your Representation must relate to one of the four Licensing Objectives, which are detailed below. Please detail the evidence supporting your Representation and the reason for your Representation. If necessary, separate sheets may be used.

OBJECTIVES	EVIDENCE
1. The prevention of harm to children	
2. To prevent public nuisance	NOISE AND POSSIBLE BEHAVIOUR ISSUES DUE TO LONG OPENING HOURS + SALE OF ALCOHOL IN A QUIET CONSERVATIVE AREA. ALSO A POTENTIAL GATHERING PLACE

OBJECTIVES	EVIDENCE
3. To prevent crime and disorder	THERE ARE ALREADY OCCASIONAL PROBLEMS WITH DISORDER FROM A LOCAL PUB WHICH IMPACTS ON A QUIET RESIDENTIAL AREA. ALCOHOL SALES FOR 16 HOURS A DAY WILL ONLY INCREASE THIS.
4. Public Safety	THERE ARE NO PARKING SPACES SO SHOPPERS WILL PARK ON DOUBLE YELLOW LINES THIS CAUSING OBSTRUCTION AND A RISK TO SAFETY

Please list below any suggested actions that you feel the applicant could take to address your concerns.

LIMIT OPENING HOURS AND SALE OF ALCOHOL TO NORMAL SHOP HOURS APPROPRIATE TO THE AREA (10-9 PM) THIS REDUCING IMPACT ON RESIDENTS, PARKING + SAFETY ISSUES.

If a hearing needs to be held to determine the Premises Licence Application, the Councillors will generally only be able to consider matters that have previously been disclosed. However, additional information in support of your Representation may be considered if all parties at the Hearing agree. We advise that you detail all matters that you wish to be considered on this Initial Representation, attaching additional sheets if necessary.

If you do make a Representation you will be invited to attend the Licensing Sub-Committee Hearings and any subsequent appeal proceedings relevant to your Representation.

All Representations in their entirety, including your name and address, will be disclosed to the Premises Licence applicant. A copy of Representations will be annexed to the Licensing Officer's hard copy report, which is a public document circulated to the Licensing Sub-Committee and to all those who have made relevant Representations.

Signature



Date... 5/6/16

Please return this form to the relevant Wiltshire Council Office listed below:

Salisbury Area – (Salisbury, Amesbury, Downton, Mere, Hindon and Tilshead as well as the rest of the old Salisbury District Council Area), please send to:

The Licensing Officer
Wiltshire Council
Public Protection Services and Licensing
Bourne Hill
Salisbury
Wiltshire, SP1 3UZ

All other areas please send to the address below:

The Licensing Officer
Wiltshire Council
Public Protection Services and Licensing
Monkton Park
Chippenham
Wiltshire, SN15 1ER

Garrod, Ian

From: [REDACTED]
Sent: 20 May 2016 20:11
To: LicensingSouth
Cc: [REDACTED]
Subject: Licensing application in Harnham

From Tom and Sally Pond,
2 St Nicholas Rd,
SP1 2SN

Ref. WK/2016201609669
Application for license at 1 Harnham Rd, SP2 8JG

Dear Sir,

We would like to register our objection to the above proposed licensing application on the grounds that this is an unsuitable area for an off licence. It is a residential area with no place for passing traffic to stop while visiting the shop. Residential parking is already limited and it is right on a traffic light controlled junction of 3 roads.

This area is already subject to the anti-social behaviour of drunken youths making their way back from town to Harnham, particularly on Friday and Saturday nights. We are subject to loud noise in the early hours, and bottles, cans and fast food wrappers, sometimes thrown over our wall, litter the street in the morning. We have had men urinating on the bedroom window, which is at ground floor level, damage to the car and most recently had to call the police in the early hours when a drunken man broke in the back gate and tried to get into the house through the back door. My daughter and I, alone in the house, thought it was a genuine intruder and were considerably shaken by the incident.

Granting an alcohol license would only serve to increase these sorts of incidents and we would like to restate our objections most strongly.

Yours sincerely,

Tom and Sally Pond

Sent from my iPad

From: liz slater [REDACTED]
Sent: 24 May 2016 21:51
To: publicprotectiosouth@wiltshire.gov.uk
Cc: Garrod, Ian; Bahadoor, Roy; [REDACTED]
Subject: 1 Harnham Road: Application: WK/2016201609669

Dear Sir/Madam,

Following advice from Mr R Bahadoor, I am resubmitting my comments on the above application. I am following the headings of the representation form rather than completing the form.

At this stage, I have not been able to view the application. I am copying this email to Mr Ian Garrod with the request that he forward it. I may then submit supplementary comments. (It does not appear possible to view the application on line?)

I am objecting to the application as an individual.

My objections relate to two licensing objectives:

1. The prevention of public nuisance
2. The prevention of crime and disorder.

I have just been made aware of an application for a licence to sell alcohol at the above premises from 7 am - 11 pm. This is a quiet, residential neighbourhood, including sheltered housing for the elderly.

Residents on the route from the city centre to Harnham already suffer from incidents of vandalism - including apparently drink-inspired vandalism - especially on Friday and Saturday nights. The availability of alcohol up to 11pm will provide an opportunity for further alcohol intake late at night with the potential to increase noise levels as well as incidents of antisocial behaviour. By definition, the alcohol will not be consumed on the shop's premises. If the shop wishes to operate until 11 pm, I have no objection, but I believe any sale of alcohol from the evening onwards would cause public nuisance, and possible crime and disorder.

Clearly, the premises themselves have no linked records of poor behaviour because they are currently run as an antique shop. I would urge you however, to take into account evidence of antisocial behaviour in the neighbourhood, including police records, as well as the fact that there are already facilities to purchase alcohol at The Greyfisher and the Rose and Crown. This month, for instance, I have reported damage to my car (crime ref 54160040271) perpetrated by drunks walking back to Harnham from the city. On the same night, a neighbour's window was broken.

Regards,

Liz Slater

Mrs E Slater
De Vaux House

6 St Nicholas Road
Salisbury SP1 2SN



Garrod, Ian

From: [REDACTED]
Sent: 21 May 2016 09:55
To: LicensingSouth
Subject: Ref:WK/2016201609669

Dear Sirs

The above reference refers to a licensing application for 1 Harnham Rd Salisbury.

I live at 14 Harnham Rd.

Whilst I think I support the creation of what could be a very useful convenience for the area (as long as the outlet did provide a range of products and not just alcohol), the application for a licence to sell alcohol that extends from 7am to 11pm is excessive. If the intended retailing is to be exclusively alcohol i.e. an Off Licence rather than a convenience store selling a variety of products then my objection would be 100% against - there is no requirement for that type of outlet and it would without doubt cause disturbance. This is a quiet residential spot with limited parking and many of the residents are elderly. The close proximity of the Greyfisher Public House must also be considered - the customers of this establishment potentially being the customers of the proposed Off Licence late at night.

One has to question the state of those requiring alcohol at any time after say 9pm and the reality is that it will more than likely be people who have already consumed alcohol. The result could be, and probably will be, excessive noise and disturbance late at night.

My other concern is regarding the nature of any intended change to the appearance of the shop which at the moment is in keeping with the area which is within a designated conservation area. We would hope the various planning departments will be vigilant in ensuring that any proposed change to the external appearance of the building will be in keeping with the style of the area - Harnham Rd has many listed buildings and the various agencies are always at pains to ensure that any proposed changes are appropriate. The type of signage for many convenience stores is typically "loud" - the "Best Local" and "Charlie's" I think it is called, in the centre of Salisbury for instance are examples. I realise this would have to be the subject of a different application but I thought I would make the point.

On balance I think this is not a good idea and will potentially cause lots of problems for residents and law enforcement agencies.

Keith Smith

Garrod, Ian

From: Sally Smythe [REDACTED]
Sent: 22 May 2016 20:25
To: LicensingSouth
Subject: Ref. WK/2016201609669 - 1 Harnham Road

Dear Sir

I live at 5 Ayleswade Road SP2 8DW which is directly opposite the shop site at no. 1 Harnham Road. I wish to object to proposal ref. no. WK/2016201609669.

This is a quiet residential area (also a conservation area) with many elderly residents. A shop selling alcohol from 7am until 11pm would simply not be appropriate. It would attract people to purchase alcohol (particularly when they come out of the Grey Fisher pub) and then stay around the bridge area to drink it late at night. There would be unacceptable noise both from people and cars, and cars would not find anywhere to park as the two roads are already jam packed with residents' vehicles from about 7pm. This could lead to double parking which is extremely dangerous at the three-way junction by the bridge.

I have no objection to the opening of a corner shop on the site, provided it closes at a reasonable hour (say 7pm) and does not advertise itself as an off-licence. There was a shop/post office on the site when I arrived here in 2000 and that was very useful for the community. However, I understand the lady applying for the licence already runs a 'Bargain Booze' shop on the Wilton Road, which attracts noisy customers late at night. We do NOT want a similar problem here in Harnham.

I trust the licence will not be granted.

Yours faithfully

Sally Smythe
5 Ayleswade Road
Salisbury SP2 8DW

[REDACTED]

PLEASE NOTE I HAVE ALREADY SUBMITTED MY CONCERNS IN AN EMAIL DATED 22 MAY. I HAVE REPEATED THEM ON THIS FORM WHICH WAS SUBSEQUENTLY SENT TO ME BY MR BAKDOOR TO CONFIRM WITH HIS REQUEST.

Wiltshire Council

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LICENSING (ALCOHOL)
RECEIVED
- 6 JUN 2016
PASSED TO _____
COPIES TO _____
ACK'D _____ REPLIED _____

Where everybody matters

REPRESENTATION FORM

Ref:
WK/2016
2016
09669

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Premises about which Representation is being made	No 1 HARNHAM ROAD, SP2 8 JG
Your Name	SALLY SMYTHE
Postal Address	5 AYLESWADE ROAD HARNHAM, SALISBURY SP2 8DW
Contact Telephone Number	[REDACTED]
Are you:	<ul style="list-style-type: none"> <input checked="" type="radio"/> An individual? <input type="radio"/> A person who operates a business? <input type="radio"/> A person representing residents or businesses? <input type="radio"/> A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority)?
If you are representing residents or businesses who have asked you to represent them?	/

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OBJECTIVES	EVIDENCE
1. The prevention of harm to children	/
2. To prevent public nuisance	PROXIMITY TO THE 'GREYFISHER' WILL ENCOURAGE YOUNGSTERS LEAVING THE PUB TO PURCHASE FURTHER ALCOHOL AND DRINKING IT ON THE ROAD AND

BRIDGE. THE POLICE WILL CONFIRM THAT THEY ARE CALLED OUT PERIODICALLY TO DEAL WITH ALCOHOL-FUELLED DISTURBANCES HERE ALREADY. THIS QUIET RESIDENTIAL AILE DOES NOT NEED INCREASED NOISE/NUISANCE.

AF

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OBJECTIVES	EVIDENCE
3. To prevent crime and disorder	See 2.
4. Public Safety	PARKING IS ALREADY VERY OVERCROWDED IN HAZNHAM AND AYLESWADE ROADS BY THE EVENING. SHOPPERS STOPPING ON DOUBLE YELLOW LINES NEAR THE JUNCTION WOULD BE HAZARDOUS

Please list below any suggested actions that you feel the applicant could take to address your concerns.

A GENERAL-PURPOSE CORNER SHOP ON THE SITE COULD BE AN ASSET TO THE NEIGHBOURHOOD IF THE OPENING HOURS WERE LIMITED TO 7AM - 7PM TO PREVENT EVENING DISTURBANCES FROM PEOPLE PURCHASING ALCOHOL LATE IN THE EVENING.

If a hearing needs to be held to determine the Premises Licence Application, the Councillors will generally only be able to consider matters that have previously been disclosed. However, additional information in support of your Representation may be considered if all parties at the Hearing agree. We advise that you detail all matters that you wish to be considered on this initial Representation, attaching additional sheets if necessary.

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Signature

Date... 5 June 2016

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Salisbury Area – (Salisbury, Amesbury, Downton, Mere, Hindon and Tilshead as well as the rest of the old Salisbury District Council Area), please send to:

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Wiltshire Council
Public Protection Services and Licensing
Bourne Hill
Salisbury
Wiltshire, SP1 3UZ

All other areas please send to the address below:

The Licensing Officer
Wiltshire Council
Public Protection Services and Licensing
Monkton Park
Chippenham
Wiltshire, SN15 1ER

From:

Sent: 04 June 2016 21:05

To: Hould, Hannah

Subject: Re: New Premises Licensing Application - Harnham Local, 1 Harnham Road, Salisbury

Dear Hannah Hould,

WK/2016201609669 - Licensing Application

I write in support of this application. The applicant, Fatima Kaya- Cifci, is not known to me. However, I believe the re-opening of a convenience store at 1 Harnham Road, with an off-license, would bring substantial community benefits to the area, especially for the large number of elderly people who live within a few minutes walk of the shop.

Number 1 Harnham Road was built as a grocery store in about 1906 (" Hands Groceries and Provisions"). It was thriving when I used to pass it as a child in the 1950s and it remained so until about ten years ago, when the owner decided to end the tenancy of Mr and Mrs Heather and applied for planning permission for change of use. He was unsuccessful. It became a furniture and household goods emporium.

The corner shop had been an important focus of community life. A modest range of basic groceries was supplemented by a Post Office, newspapers, National Lottery tickets and wines and spirits. It was a real blow when the tenants were forced to close the business. It was a thriving commercial proposition. I live about 100 metres west of 1 Harnham Road. I believe it would be of great benefit to the whole community if this property could once again become an asset benefitting the whole community - especially the elderly.

I am aware of the Council's Licensing Objectives.

I know of no evidence that the granting of an off-licence would have any impact on the prevention of crime and disorder. The premises caused no crime and disorder that at I am aware of in the last 100 years or so.

I have lived here for 19 years. I was a regular user of the shop and I never heard any complaints of public nuisance connected with the shop. I cannot recall any complaints about parking problems. Most customers were local and came on foot.

I cannot imagine any circumstances in which public safety would be an issue. There was never, as far as I know, any complaint about the availability of alcohol at the shop. There are two pubs licensed by Wiltshire Council within about one hundred metres of 1 Harnham Road and only very rarely do their customers over-indulge to the extent of nuisance and never threatening public safety.

I cannot see any harm that would come to local children if this license were to be granted. I do recall that from time to time kids returning from school in the afternoons would attempt to steal sweets. The admonitions of Mr Heather would have done them nothing but good . Alcohol is rarely purchased before ten in the morning nor before four in the afternoon - outside school hours.

When the shop was operating as a convenience store, I can recall no occasion when there were traffic incidents caused by shop customers.

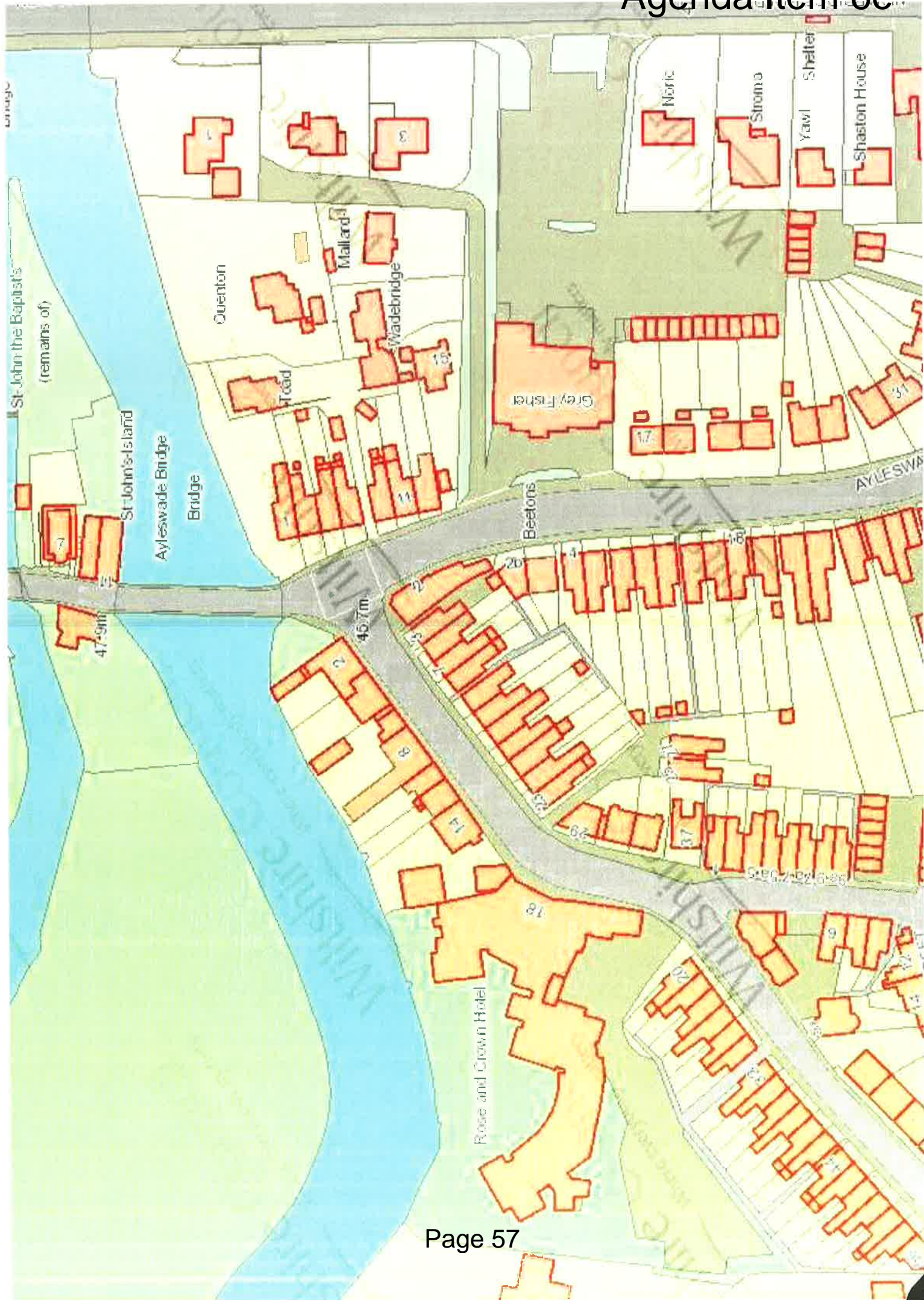
I hope that the Licensing Committee will look favourably on this application that is likely to enhance community cohesion in Harnham.

Yours sincerely,



Robert Key
Old Street
Harnham
SP2 8JL

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