

LICENSING HEARING PANEL

31 JANUARY 2017

LICENSING ACT 2003 APPLICATION FOR A NEW PREMISES LICENCE

WARDS NEWS, 53 HIGH STREET, GILLINGHAM ME7 1BQ

Report from: Perry Holmes, Chief Legal Officer

Author: Alison Poulson, Licensing & Local Land Charges
Manager

Summary

The applicant has applied for a new Premises Licence in respect of Wards News, 53 High Street, Gillingham ME7 1BQ for the provision of the supply of alcohol

All responsible authorities have been consulted in line with the Licensing Act.

Representations have been received from a member of the public and to date no agreement has been reached.

1. The application

1.1 In accordance with the Licensing Act 2003, the Council has received an application for a new Premises Licence in respect of Wards News, 53 High Street, Gillingham.

1.2 The details of the application requirements are as follows:

Supply of alcohol (off the premises)

Monday to Saturday

07:00 – 18:00

1.3 A copy of the application as submitted is at Appendix A with amendments to include additional conditions at Appendix B.

1.4 The application has been correctly advertised in the local press and notices displayed on the premises for the required period.

1.5 A copy of a map showing the location of the premises is at Appendix C

2. Background

- 2.1 As stated at paragraph 1 this is a new application for a Premises Licence for the provision of the supply of alcohol.
- 2.2 Following discussions with Kent Police a further seven conditions have been added to the operating schedule as detailed at Appendix B.

3. Promotion of Licensing Objectives

- 3.1 The applicant is expected to demonstrate that they have dealt with and understand the promotion of the four licensing objectives, where appropriate. Members are referred to section M of the application at Appendix A.
- 3.2 The four licensing objectives are:
- the prevention of crime and disorder
 - public safety
 - the prevention of public nuisance
 - the protection of children from harm

4. Relevant Representations

- 4.1 This matter has been put to the Licensing Hearing Panel because the council has received a representations relating to all four of the licensing objectives from a member of the public. To date no agreement has been reached. A copy of these is attached at Appendix D.

5. Policy Considerations

- 5.1 Medway Council has published its Statement of Licensing Policy, which it will consider alongside the amended Guidance issued by the Home Office under section 182 of the Licensing Act 2003 in all applications.
- 5.2 In determining this application, Members may wish to consider information contained in Appendix 4 to the Statement of Licensing Policy that lists examples of good practice against the four licensing objectives as well as Chapters 9 and 10 of the amended Guidance.
- 5.3 The objections raised in the relevant representations received relate all four licensing objectives.

6. Risk Management

- 6.1 The Council has to consider and determine this application, which is a function relating to licensing and registration as set out in Schedule 1 to the Functions Regulations, the Licensing Act 2003; Gambling Act 2005 and other licensing functions reserved by law to the Council's Licensing and Safety Committee and its Sub-Committees, in accordance with the law (both statutory and case law), relevant statutory guidance and statements of policy.

7. Financial and legal implications

- 7.1 There are no direct financial or legal implications at this time.
- 7.2 This hearing is regulated by the Licensing Act 2003 (Hearings) Regulations 2005 (as amended).
- 7.3 There is the possibility of a challenge by way of appeal to the decision by either the applicant or objectors should either have the requisite grounds to do so. Legal advice will be given to members as appropriate at the meeting. However, whatever the decision of the Panel, this must be based on the evidence placed before it in line with the licensing objectives and the Panel must decide what weight to attribute to this information.

8. Recommendation

- 8.1 That the Panel considers and determines this application.

Lead officer contact:

Mrs Alison Poulson – Licensing & Local Land Charges Manager
Telephone: 01634 332774 Email: alison.poulson@medway.gov.uk

Appendices

Appendix A – Application for a new Premises Licence
Appendix B – Amendments to the operating schedule
Appendix C – Location Map
Appendix D – Copy of the representation received

Background papers

None

- 7 DEC 2016



Medway Council, Licensing Unit, Gun Wharf, Dock Road, Chatham, Kent ME4 4TR

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 PRADIPKUMAR PATEL
(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 WARDS NEWS 53, HIGH ST GILLINGHAM KENT			
Post town	GILLINGHAM	Postcode	ME7 1BQ
Telephone number at premises (if any)		01634-851732	
Non-domestic rateable value of premises		£ 11,500	

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 ☐ please complete section (B)
- d) a charity ☐ please complete section (B)
- e) the proprietor of an educational establishment ☐ 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 checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname <i>PATEL</i>			First names <i>PRADIPKUMAR</i>		
I am 18 years old or over				<input checked="" type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
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?

DD	MM	YYYY
01	02	2017

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).

SHOP IS SITUATED IN WEST END
OF HIGH ST. SHOP IS TRADING AS
NEWSAGENTS. I HAVE APPLIED FOR RETAIL
SALE OF ALCOHOL (OFF LICENCE)
SHOP DOES NOT OPEN ON SUNDAY
DURING WEEKDAYS SHOP CLOSSES AT 6 P.M

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) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

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)			Will the performance of a play 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 performing plays (please read guidance note 4)		
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 5)		
Sat					
Sun					

N/A

N/A

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films 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 exhibition of films (please read guidance note 4)		
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 5)		
Sat					
Sun					

C

W/A

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			
Fri			<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)
Sat			
Sun			

D

N/A

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment 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			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)			
Wed			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 (please read guidance note 5)			
Thur						
Fri						
Sat						
Sun						

E

N/A

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

11/12

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded 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			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Wed			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 (please read guidance note 5)		
Thur					
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					
			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Wed					
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	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 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					
			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Wed					
Thur					
			<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)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – <u>please tick</u> (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	7:00	18:00			
Tue	7:00	18:00			
Wed	7:00	18:00			
Thur	7:00	18:00			
Fri	7:00	18:00			
Sat	7:00	18:00			
Sun	Closed				
			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	PRADIPKUMAR. PATEL		
Address			
Postcode			
Personal licence number (if known)			
Issuing licensing authority (if known)			

K

N/A

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).

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)
Day	Start	Finish	
Mon	7:00	18:00	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)
Tue	7:00	18:00	
Wed	7:00	18:00	
Thur	7:00	18:00	
Fri	7:00	18:00	
Sat	7:00	18:00	
Sun			

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)

ALL TERMS AND CONDITIONS OF LICENCE
WILL BE OBSERVED ALL THE
TIME, LICENSING SUPERVISION WILL BE
PRESENT IN THE SHOP ALL THE TIME
ANY REQUEST BY POLICE WILL BE FULLY FOLLOWED

b) The prevention of crime and disorder

SHOP IS COVERED BY CCTV
WINES AND SPIRIT BOTTLES WILL BE
SOLD FROM BEHIND THE COUNTER
BEERS WILL BE STOCKED BY THE
TILL AREA.

c) Public safety

SHOP HAS APPLIED FOR
RETAIL SALE OF ALCOHOL

d) The prevention of public nuisance

SHOP DOES NOT PLAY ANY
MUSIC OR RADIO IN SHOP
ANY PERSON FOUND DRINKING
OUT SIDE WILL NOT BE SERVED
ALCOHOL.

e) The protection of children from harm

SHOP DOES NOT HAVE ANY
PLAY AREA.. PROOF OF AGE
ANYONE LOOKS UNDER ~~25~~ 25 YRS
WILL BE ASKED FOR PHOTO I.D

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	
Date	5th Dec 2016
Capacity	OWNER

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised 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)

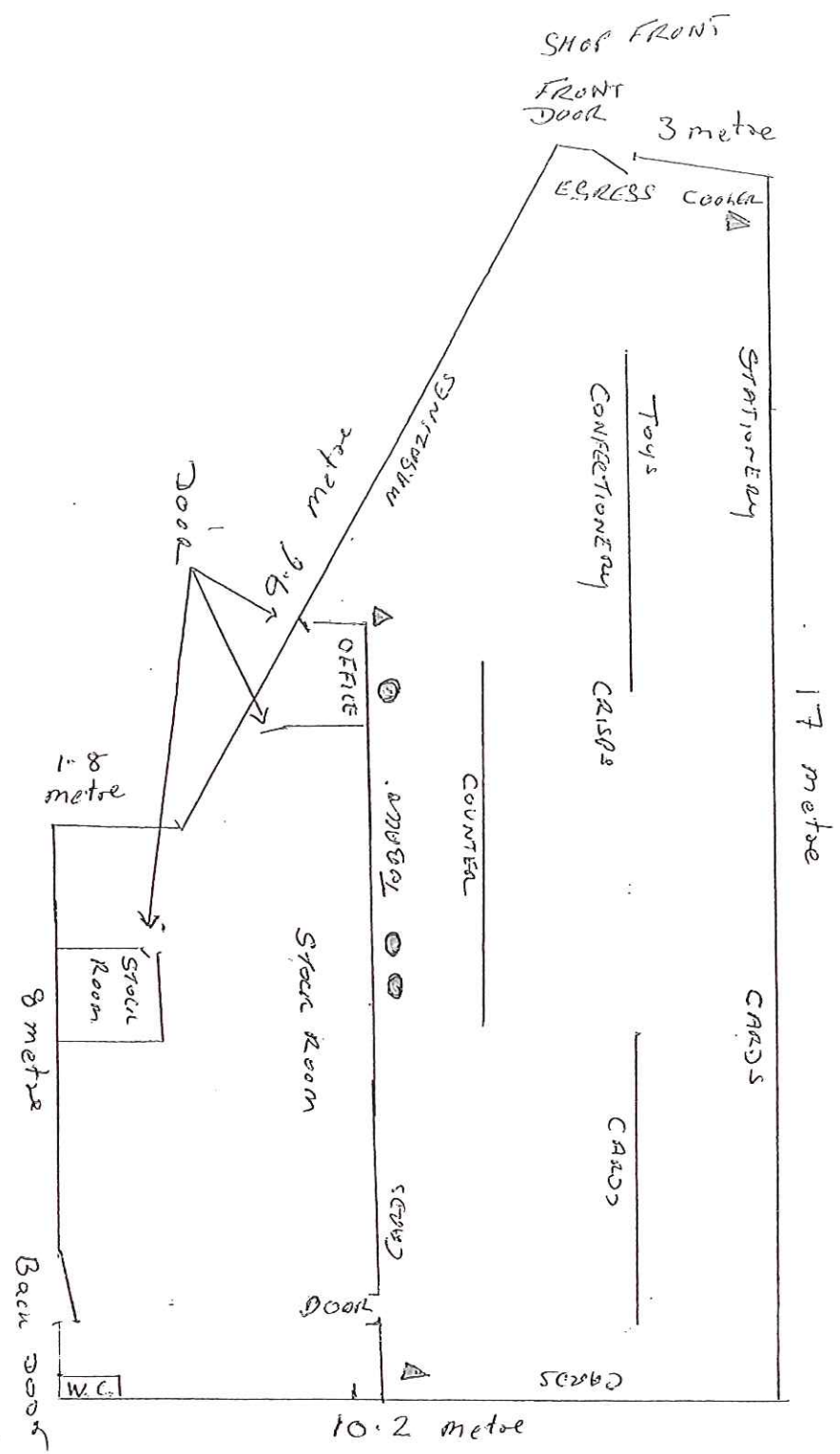
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

1. 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 for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. 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.
7. 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'.
8. 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.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

10 mm = 1 metre
 KEY: ▲ FINE FINISH
 (●) ROUGH SPARTO QUINS

SCALE



WALES NEW
 SHOP PLAN
 S3. 14.34 55

From: Pradip Patel [
Sent: 10 December 2016 20:10
To: Clare Cossar PC 46012431
Subject: Re: Ward New Representations

Dear Clare

My sister Parita Patel will be acting as DPS of my premises. Her personal licence number is Medway-05-PL-0135.

Regards Pradip.

On Fri, Dec 9, 2016 at 9:08 AM, Clare Cossar PC 46012431 <clare.cossar@kent.pnn.police.uk> wrote: "

Dear Mr Patel

Further to my recent conversation with you, please be aware that at this time I am putting the paperwork on hold until you can update with who will be acting as DPS of your premises.

Regards

Clare

From: Pradip Patel
Sent: 15 December 2016 21:00
To: hopson, lisa
Subject: Re: Ward New Representations

Dear lisa,

I confirm that I am in agreement with the

operating schedule

regards

pradipkumar

On Tue, Dec 13, 2016 at 4:29 PM, hopson, lisa <lisa.hopson@medway.gov.uk> wrote:

Dear Mr Patel

I understand from Police Licensing that you have agreed to the following conditions being placed on your operating schedule.

Kent Police seek the attachment of the following conditions to clarify those proposed in the operating schedule, and assist in the promotion of the licensing objectives:

1. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition.

- Cameras shall encompass all ingress and egress to the premises, outside the premise, fire exits and all areas where the sale and supply of alcohol occurs.
- Equipment must be maintained in good working order, be correctly time and date stamped, recordings MUST be kept on the hard drive and kept for a period of 31 days and handed to Police on demand.
- The premises licence holder must ensure at all times a DPS or appointed member of staff is capable and competent at downloading CCTV footage in a recordable format to the Police and Local Authority on demand.
- The recording equipment and hard drive shall be kept in a secure environment under the control of the DPS or other responsible named individual.

- In the event of technical failure of the CCTV equipment the premises licence holder or DPS must report the failure to the Police Licensing Officer immediately at licensing.north.division@kent.pnn.police.uk

2. The License Holder will maintain auditable refusal/incident records. These records will detail the following;

- a) Day, Date and Time of Refusal/Incident.
- b) Nature of Refusal/Incident and reason.
- c) Details of or description of the individual.
- d) Each entry is to be checked and signed by the D.P.S on the day of the event.
- e) These records will be made available for inspection to any Police Officer, Police Licensing Officer, and Officer of the Local Authority immediately upon demand.

3. All persons that sell or supply alcohol to customers must have licensing training.

- Training should take place within six weeks of employment and any new employees will be supervised until the training has taken place.

Training must include:-

- a) Avoiding sales of alcohol or age restricted products to those under the age of 18.
 - b) recognising customers who appear drunk and refusing sale or supply of alcohol
 - c) knows the licensing objectives and have read and understood licence conditions
 - d) can produce licences/certificates/permits relevant to the premises in the absence of licence holder/DPS
- Refresher training should be repeated a minimum of every six months or earlier if required due to changes of legislation.
 - Training records must be kept on the premises and shall contain the nature, content and frequency of all training.

- Records must be made available for inspection by Police, Police Licensing Officer and authorised officers from the Local Authority on demand either electronically or hard copy.

4. No beers, lager or cider will be sold above 5.5% ABV

5. No single can or bottle sales of beer, lager or cider will be made.

6. The Licence holder shall erect and maintain clear and prominent notices displayed at all exits requesting the public to respect the needs of local residents and reminding them of the alcohol control zone.

7. Spirits and wine are to be displayed behind the counter.

Kindly please reply by return email confirming that you are in agreement and that the operating schedule may be amended accordingly.

Kind Regards,

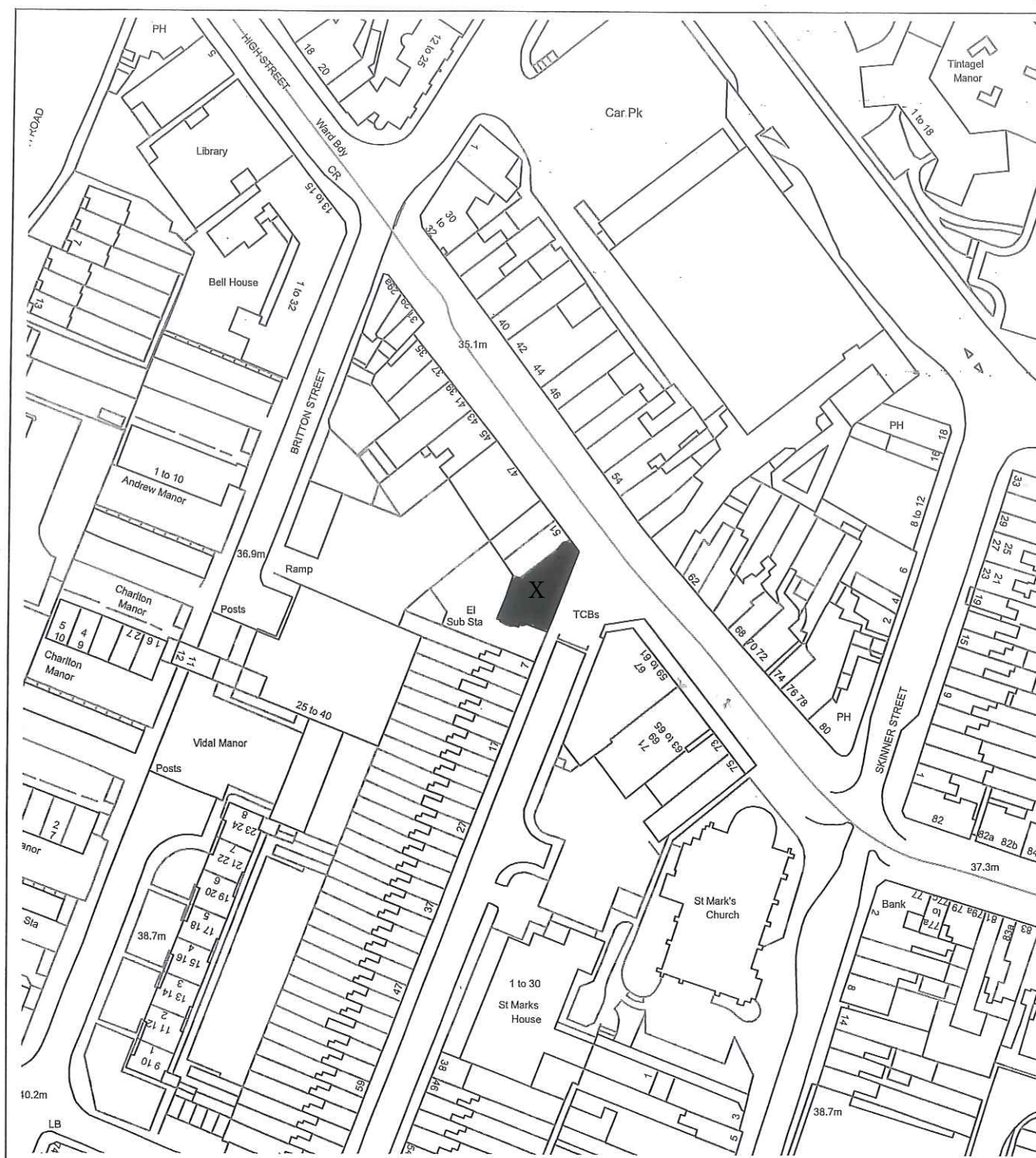
Lisa.

Lisa Hopson
Licensing Officer
Medway Council
Gun Wharf
Dock Road
Chatham
ME4 4TR
DX 140142 CHATHAM 8
lisa.hopson@medway.gov.uk <mailto: lisa.hopson@medway.gov.uk>
www.medway.gov.uk

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NORTHGATE SE GIS Print Template



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2nd January 2017

Medway Council
Licensing Unit
Gun Wharf
Dock Road
Chatham ME4 4TR

Wards News – 53 High Street, Gillingham Kent

I would like to make an objection to the above for a proposed new premises licence and would therefore like to raise the following concerns by a formal objection which 2 points meet the 4 licensing principles.

1. Concentration of Licensed Outlets

Within a 10-minute walk from the corner of Marlborough Road to St Luke's Church (Skinner St/Canterbury St there are 5 establishments already with the provisions to sell alcohol in close proximity to the proposed application.

- Express Food Centre
- Best One
- Red Pepper
- Budgens
- Rose Wine

In addition to the above there are numerous restaurants with alcohol licenses (within the same proximity as above): -

- Hollywood Bowl
- Café Jaer
- Tai Won Mein

The addition of another outlet selling alcohol in the proximity, is inappropriate as this part of the High Street is a thoroughfare for school children and university students. This will encourage underage students to attempt to purchase alcohol.

2. Crime and Disorder

This part and the rest of the High Street is supposed to be an alcohol-free zone and is plagued especially in the summer months by regular gatherings of vagrants drinking alcohol and causing disturbances such as noise, public nuisance, anti-social behaviour, low level nuisance (Non-reportable crime) including shouting, swearing, urination in public (Budgens car park) and littering.

It clearly can be seen that Medway Council and Kent Police fail to police the alcohol-free zone, the drunks continue to gather and drink in the High Street and this is not a good image for the High Street, our residents and children.

There has been an incident of an alcohol related malicious wounding, in the near proximity of the High Street which lead to a death and was alcohol related – See attached article.

I am hoping the Licensing Committee will come to their senses and reject this application. While there is a huge drink problem in Gillingham, this must be tackled first before issuing another unwanted license that no one will benefit from.

Regards

David Bains

Artist Mark Rowe, of Trafalgar Street, Gillingham, locked up for more than eight years for stabbing his friend.

18 November 2015



Mark Rowe

A talented artist and son of an Oscar-winning soundman who stabbed his friend in a drunken row has been jailed for more than eight years.

Mark Rowe, who sells limited edition prints and canvases of his contemporary work online for up to £350, knifed Gary Freeman four times in his chest and abdomen.

Maidstone Crown Court heard violence erupted in the street after Rowe verbally abused his pal's girlfriend.

The 54-year-old pocketed two knives and then followed Mr Freeman into Balmoral Road, Gillingham, and stabbed him with one of the weapons outside a church.

Mr Freeman, 48, was taken to King's College Hospital in London where he underwent surgery and was detained for two weeks.



skill of those who operated on Mr Freeman, Rowe would have faced much more serious

In his illustrious career, Bill Rowe worked on movies such as Stanley Kubrick's *A Clockwork Orange*, *Alien*, *The French Lieutenant's Woman* and *The Killing Fields*, and went on to win an Oscar for Best Sound for *The Last Emperor*.

James Hasslacher, defending, told the court Rowe had used his inheritance money after his father's death to set up a business but it failed and the money was frittered away, leading to excessive drinking and homelessness.

Of the attack on his friend, Mr Hasslacher said: "He cannot understand how this occurred. They were both alcoholics, he was very drunk that night, he was his friend. He cannot explain it."

Rowe was sentenced to a total of eight years and four months. The knife he used to attack Mr Freeman has never been recovered.

Judge Philip Statman said although he accepted Rowe had expressed remorse, he had deliberately armed himself with the knives and confronted Mr Freeman.

"Where weapons of offence are carried as they are in this case into a public place, there will always be grave public concern," he added.

"Knife crime leads to this type of awful violence occurring."

"Knife crime leads to this type of awful violence occurring" - Judge Philip Statman

Rowe has previous convictions for assaulting police and common assault but had last offended in 2001.

His longest spell behind bars before the sentencing hearing was one month.

Despite the injuries he caused to Mr Freeman, the court was told he "completely misunderstood" the seriousness of the offences.

"He thought he could plead guilty, be sentenced to 12 months and serve six," explained Mr Hasslacher.

He added that Rowe was "considerably upset" when he heard his friend had died.