

## **LICENSING HEARING PANEL**

**11 DECEMBER 2018**

### **LICENSING ACT 2003 APPLICATION FOR A NEW PREMISES LICENCE**

#### **JAJ YOUR LOCAL CHOICE 55 ORDNANCE STREET CHATHAM ME4 6SJ**

Report from: Perry Holmes, Chief Legal Officer

Author: Lisa Hopson, Licensing Officer

#### **Summary**

The applicant has applied for a new Premises Licence in respect of JAJ Your Local Choice 55 Ordnance Street Chatham ME4 6SJ.

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

Representations have been received from the Police, Public Health, Licensing Enforcement, a Ward Councillor, a member of the public, a local business and a school and no agreements have been reached.

#### **1. Budget and Policy Framework**

- 1.1 Medway Council has published its Statement of Licensing Policy, which it takes into account in all applications relating to the Licensing Act 2003. This premises falls within the CIP area. When the Cumulative Impact Policy is applied, and there are relevant representations, there is a rebuttable presumption of refusal by the Authority in all but exceptional circumstances, unless the applicant can demonstrate the premises will not adversely affect the licensing objectives.

#### **2. The application**

- 2.1 In accordance with the Licensing Act 2003, the Council has received an application for a new Premises Licence in respect of JAJ Your Local Choice 55 Ordnance Street Chatham ME4 6SJ.
- 2.2 The details of the application requirements are as follows:

## Sale of Alcohol (off the premises)

Monday to Sunday

06:00 – 23:00

- 2.3 A copy of the original application as submitted is at Appendix A.
- 2.4 The application has been correctly advertised in the local press and notices displayed on the premises for the required period.
- 2.5 A copy of a map showing the location of the premises is 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 representations relating to all four of the licensing objectives from the Police, Public Health, Licensing Enforcement, Ward Councillor, member of the public, a local business and a school. Copies of these are attached at Appendix C. To date no agreement has been reached.

### **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 7 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 As the premises in the application fall within a CIP area, Members should also refer to Chapter 6 and Appendix 4 of the Statement of Licensing Policy.

## **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, the 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 Licensing Hearing Panel, having regard to the Licensing Act 2003, the statutory guidance issued under S182, the Council's Statement of Licensing Policy and all matters before it, both written and oral, considers and determines this application for a premises licence .

### **Lead officer contact:**

Mrs Lisa Hopson – Licensing Officer

Telephone: 01634 331925 Email: [lisa.hopson@medway.gov.uk](mailto:lisa.hopson@medway.gov.uk)

### **Appendices**

Appendix A – Application for new Premises Licence

Appendix B – Location Plan

Appendix C – Copies of representations received

### **Background papers**

None



\* required information

## Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

SGL/079

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☒ Yes

☐ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

## Applicant Details

\* First name

Jagdishbhai Manji

\* Family name

Kerai

\* E-mail

s.gibson@sglicensing.co.uk

Main telephone number

01476 589250

Include country code.

Other telephone number

07976844694

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

Is the applicant:

☒ Applying as a business or organisation, including as a sole trader

☐ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

## Applicant Business

Is the applicant's business registered in the UK with Companies House?

☒ Yes

☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number

10907697

Business name

Shree Trading Limited

If the applicant's business is registered, use its registered name.

VAT number

-

None

Put "none" if the applicant is not registered for VAT.

Legal status

Private Limited Company

*Continued from previous page...*

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Agent Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

☐ An agent that is a business or organisation, including a sole trader

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

☒ A private individual acting as an agent

**Your Address**

Address official correspondence should be sent to.

\* Building number or name

\* Street

District

\* City or town

County or administrative area

\* Postcode

\* Country

Continued from previous page...

## Section 2 of 21

### PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

#### Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address    ☐ OS map reference    ☐ Description

#### Postal Address Of Premises

Building number or name	JAJ Your Local Choice
Street	55 Ordanance Street
District	
City or town	Chatham
County or administrative area	
Postcode	ME4 6SJ
Country	United Kingdom

#### Further Details

Telephone number	07907789948
Non-domestic rateable value of premises (£)	12,000

## Section 3 of 21

### APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales

### Confirm The Following

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

## Section 4 of 21

### NON INDIVIDUAL APPLICANTS

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

### Non Individual Applicant's Name

Name

Shree Trading Limited

### Details

Registered number (where applicable)

10907697

Description of applicant (for example partnership, company, unincorporated association etc)



Continued from previous page...

Private Limited Company

### Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

### Contact Details

E-mail

Telephone number

Other telephone number

\* Date of birth  /  /   
dd mm yyyy

\* Nationality  Documents that demonstrate entitlement to work in the UK

Add another applicant

## Section 5 of 21

### OPERATING SCHEDULE

When do you want the premises licence to start?  /  /   
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end  /  /   
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

The premises trades as a convenience store retailing a large range of convenience products, hopefully to include the sale of alcohol for consumption off the premises.

*Continued from previous page...*

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

**Section 6 of 21**

**PROVISION OF PLAYS**

See guidance on regulated entertainment

Will you be providing plays?

☐ Yes

☒ No

**Section 7 of 21**

**PROVISION OF FILMS**

See guidance on regulated entertainment

Will you be providing films?

☐ Yes

☒ No

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

See guidance on regulated entertainment

Will you be providing indoor sporting events?

☐ Yes

☒ No

**Section 9 of 21**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

☐ Yes

☒ No

**Section 10 of 21**

**PROVISION OF LIVE MUSIC**

See guidance on regulated entertainment

Will you be providing live music?

☐ Yes

☒ No

**Section 11 of 21**

**PROVISION OF RECORDED MUSIC**

See guidance on regulated entertainment

Will you be providing recorded music?

☐ Yes

☒ No

**Section 12 of 21**

**PROVISION OF PERFORMANCES OF DANCE**

See guidance on regulated entertainment

Will you be providing performances of dance?

Continued from previous page...

**Section 13 of 21**

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

See guidance on regulated entertainment

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

☐ Yes

☒ No

**Section 14 of 21**

**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

☐ Yes

☒ No

**Section 15 of 21**

**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

☒ Yes

☐ No

**Standard Days And Timings**

**MONDAY**

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

**TUESDAY**

Start

End

Start

End

**WEDNESDAY**

Start

End

Start

End

**THURSDAY**

Start

End

Start

End

**FRIDAY**

Start

End

Start

End

**SATURDAY**

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

☐ On the premises    ☒ Off the premises    ☐ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

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

n/a

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

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

n/a

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

**Name**

First name

Family name

Date of birth

/  /   
dd      mm      yyyy

Continued from previous page...

**Enter the contact's address**

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>
Personal Licence number (if known)	<input type="text"/>
Issuing licensing authority (if known)	<input type="text"/>

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

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

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

Reference number for consent form (if known)

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

**Section 16 of 21**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

n/a

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start  End

Start  End

WEDNESDAY

Start  End

Start  End

THURSDAY

Start  End

Start  End

FRIDAY

Start  End

Start  End

SATURDAY

Start  End

Start  End

SUNDAY

Start  End

Start  End

State any seasonal variations

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

n/a

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

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

n/a

## Section 18 of 21

### LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

*Continued from previous page...*

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

The premises will operate to a high standard, and will do so should this licence be granted in terms of the sale of alcohol. All staff will be fully trained in their responsibilities with regard to the sale of alcohol, and will be retrained every six months, with recorded training records kept for inspection.

The requested hours are to fit in with the current trading hours of the premises.

**b) The prevention of crime and disorder**

CCTV shall be to an appropriate standard as agreed with the Police. The CCTV equipment shall be maintained in good working order and continually record when licensable activity takes place. Images from the CCTV to be for a period of 31 days. The correct time and date will be generated onto both the recording and the real time image screen. If the CCTV equipment breaks down the Premises Licence Holder shall ensure a responsible person, verbally informs the Licensing Authority and the Police as soon as is reasonably practicable. Equipment failures shall be repaired or replaced as soon as is reasonably practicable and without undue delay. The premises Licence holder shall ensure that there are trained members of staff available during licensable hours to be able to reproduce and download CCTV images. There shall be clear signage indicating that CCTV equipment is in use.

**c) Public safety**

Staff will be trained to be alert to any potential danger to customers and react accordingly. If they are unable to quickly defuse the situation without risk to customer or staff, then they are instructed to call the police. All relevant fire procedures are in place for a store of this size.

An instore accident book will be in operation to record any accident/ injury incurred on the premises. This document will be retained for inspection by the store for a period of three years.

**d) The prevention of public nuisance**

Customers will be reminded by way of a notice at the entrance/ exit door to please leave the premises quietly and have consideration for any neighbouring residential properties.

**e) The protection of children from harm**

Only photographic ID is accepted (passport, driving licence, proof of age card with PASS hologram, and Military ID). Anyone who appears to be under the age of 25 is challenged to provide ID. If the customer is unable to provide identification then no sale is made. No ID no sale. Challenge 25 POS will be on display in the store. Any staff member who may be under the age of 18 must call a senior staff member to take over the sale and complete the transaction. If it is known that a customer intends to purchase alcohol to provide to minors then that sale will be refused. All refused sales will be recorded in a refusals book, which will be made available for inspection by Police or Licensing Officers of the council on request.

**Section 19 of 21**

**NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**

*Continued from previous page...*

**Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

**Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.



*Continued from previous page...*

- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

## **Section 20 of 21**

### **NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

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:
  - o a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
  - o 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.
  - o 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.
  - o 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.
  - o 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:
  - o 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.
  - o 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.
  - o 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.

*Continued from previous page...*

- 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.

**Section 21 of 21**

**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £87000	£315.00
Band D - £87001 to £125000	£450.00*
Band E - £125001 and over	£635.00*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £125000	£900.00
Band E - £125001 and over	£1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39999	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00

Continued from previous page...

Capacity 80000-89999 £56,000.00  
Capacity 90000 and over £64,000.00

\* Fee amount (£) 190.00

## DECLARATION

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

☒ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name Stewart Gibson

\* Capacity Licence Agent

\* Date 22 / 10 / 2018  
dd mm yyyy

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/medway/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

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

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

**OFFICE USE ONLY**

Applicant reference number	<input type="text" value="SGL/079"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)





JAJ Your Local Choice 55 Ordnance Street Chatham ME4 6SJ

© Crown copyright and database rights 2018 Ordnance Survey licence number 100024225.  
This print should not be used for legal purposes.







**Chief Officer of Police Representation** in relation to an application for grant of a premise licence made under Part 3 **Section 17** Licensing Act 2003 (S18 Licensing Act 2003)

<b>Details of person making representation</b>	
<b>Name of Chief Officer of Police</b>	Chief Superintendent SMITH
<b>Postal Address: (Divisional Headquarters)</b>	Medway Police Station Purser Way Gillingham Kent ME7 1NE
<b>E-mail address</b>	licensing.north.division@kent.pnn.police.uk
<b>Telephone Numbers:</b>	
<b>Licensing Co-ordinator</b>	Geoff Rowley 01634 792733
<b>Licensing Officers</b>	Chris Hill 01634 792276
	Clare Cossar 01634 792411
	Dan Hunt 01634 792388
	Diane Holroyd 01634 792343
<b>Details of premises representation is about</b>	
<b>Name of Premises:</b>	JAJ Your Local Choice
<b>Address of premises:</b>	55 Ordnance Street Chatham Kent ME4 6SJ
<b>Date application received by police</b>	20 <sup>th</sup> October 2018
<b>Date representation sent to Licensing Authority</b>	15 <sup>th</sup> November 2018
<p>All representations must be made within 28 days of receipt of initial application</p> <p><i>The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005. Part 4 Reg. 22.</i></p>	

**The Chief Officer of Police has received an application for the grant of a premises licence made under the provisions of Section 17 Licensing Act 2003, and under Section 18 of that Act, asks the Licensing Authority to consider these representations in respect of: -**

Prevention of crime and disorder	X
Public Safety	X
Prevention of public nuisance	X
Protection of children from harm	X

**Is this a representation regarding the Designation of Premises Supervisor under S18 (9) Licensing Act 2003?** No

**Please give the reason for the representation and detail the evidence supporting it under the appropriate headings:**

Kent Police are objecting to this application for a premises licence under all four licensing objectives and therefore ask the Licensing Committee to refuse this application.

This premises under different ownership has already applied for a premises licence for this premises which was rejected by the Licensing Panel on 15<sup>th</sup> December 2015. In June 2017 a licence was again applied for but the applicant withdrew that application. The shop has been closed for prolonged periods of time and is currently closed.

Kent Police are concerned that applicant has failed to mention local issues in the premises licence application. Section 182 Guidance of the Licensing Act 2003 states that the applicant is expected "to demonstrate knowledge of their local area when describing the steps they propose to take to promote the licensing objectives", additionally "applicants are also expected to undertake their own enquiries about the area in which the premises are situated to inform the content of the application." The applicant has clearly failed to undertake such research. A simple internet search would have highlighted such issues.

This year the Committee have agreed that there is sufficient evidence to support a Cumulative Impact Policy. This was submitted on behalf of the Community Safety Partnership. One of the areas highlighted was Ordnance Street as there is strong evidence concerning street drinking, associated nuisance and anti-social behaviour and the availability of alcohol, particularly from off licences.

This information is freely available should the applicant have conducted appropriate enquires as detailed in the guidance. The applicant has made no mention of implementing strategies such as limiting the strength of alcohol sold. Kent Police feel that there is a high risk should a premises licence be granted to this store that alcohol will be sold to street drinkers and contribute to anti-social behaviour in the area. Therefore the applicant will fail to promote the licensing objectives of prevention of crime and disorder and the prevention of public nuisance.

There are three off licences premises approximately 100 meters down the road. These 3 off licences attract street drinkers and youths to the area. There are concerns that another off licence in this area will attract more street drinkers and anti-social behaviour.

### **1) Prevention of Crime and Disorder**

This area of Chatham is a high priority area for Kent Police due to the levels of both crime and anti-social behaviour. The applicant has made no mention of localised, geographical crime issues in this area. This area of Chatham, which is in close proximity to both Chatham Railway Station and the High Street suffers greatly with 'street drinkers'. A street drinker is defined as a person who drinks heavily in public places and, at least in the short term is unable or unwilling to control or stop their drinking; has a history of alcohol misuse and often drinks in groups for companionship (Lamb 1995). People who are street drinkers are likely to be at increased risk of causing harm to themselves or others and may be involved in antisocial behaviour such as begging, or rowdy drunken behaviour that can be intimidating or even violent.

### **2) Public Safety**

Much of the representations that have been made in respect of the impact on the Licensing Objective of Crime & Disorder can be mirrored under this objective. Any incident of Public Order or assault has the potential to impact on Public Safety, through the protagonists and their interaction with Police.

### **3) Prevention of Public Nuisance**

Public nuisance under the Licensing Act enables the interpretation of nuisance to retain its wider meaning under common law. It therefore retains the breadth and flexibility to take in all the concerns likely to arise from the operation of any premises conducting licensable activities in terms of the impact of nuisance on people living or doing business nearby.

Any incidents that Kent Police responds to are by definition a nuisance to some section of our community. Those that engage in anti social behaviour and crime brought about by excessive uncontrolled consumption of alcohol are a public nuisance.

There are concerns that groups of youths and street drinkers will congregate. There are no windows in the store, which make monitoring what is going on outside even more difficult.

#### **4) Protection of Children from harm**

The applicant states that he will operate a challenge 25 scheme and maintain a full training and refusals record. The hours that the applicant is seeking are 06:00 until 23:00. The applicant has failed to mention there is an infant school directly opposite the shop for children aged 4-7 years old. Some of these children are from deprived backgrounds and many experience alcohol abuse is part of their family life. The children often see and hear the street drinkers when on school visits they walk past street drinkers who congregate at the bottom of Ordnance Street. Police are concerned that the street drinkers will congregate near the school if the licence is granted. The obscene language they use, the litter they leave, along with public urination and harassment of passers-by is a public nuisance. This is something the school deal with on a regular basis. Approximately 125 meters up the road is a secondary school with children from age 13 to 18 years old.

Kent Police do not believe there are any meaningful conditions that can be put on the licence that will ensure that the four licensing objectives are being promoted, due to the amount of alcohol related harms currently being experienced in the area.

PC 12431 Cossar  
PP. Ch. Supt Smith  
**North Division Area Commander**

**Date:** 15<sup>th</sup> November 2018





Director of Public Health  
Public Health Directorate  
Medway Council,  
Gun Wharf,  
Dock Road,  
Chatham, Kent. ME4 4TR  
12<sup>th</sup> November 2018

## **LICENSING ACT 2003 – GRANT OF A PREMISES LICENCE APPLICATION**

### **Name and address of premises**

**JAJ Your Local Choice, 55, Ordnance St, Chatham. ME4 6SJ**

The Director of Public Health is making representations concerning an application for the grant of the above premises licence. The representations are made against the following licensing objectives:

- The prevention of crime and disorder
- The prevention of public nuisance

### **General comments**

This premises is not located with other shops and is in a residential area. There is a primary school immediately opposite the premises and a secondary school a few hundred metres away. There are 3 off licensed premises at the bottom of Ordnance St about 80 to 100 metres down the road. The premises is surrounded by densely packed, terraced housing, many of which are divided into premises of multiple occupation. Chatham Central ward and this part of River ward is one of the most deprived areas of Medway (see attached licensing report).

This premises is located within the Chatham cumulative impact policy (CIP) area which covers Chatham High Street and some of Chatham Central ward. The evidence accepted by the Authority to support the CIP (available at <https://democracy.medway.gov.uk/mgConvert2PDF.aspx?ID=3440&T=10>) is relevant to this application. There is strong evidence of unacceptable levels of alcohol related crime, disorder and public nuisance in this area, which has a high density of licensed premises, particularly off-licensed premises.

## **The prevention of crime and disorder**

The police provided evidence of alcohol related crime in this area. These crimes include serious assaults, anti-social behaviour, criminal damage and a range of public order offences. This area is identified as a hot spot in Medway for these types of crime. Medway Hospital has also identified this area as the hospital emergency department treats the highest number of reported assaults that require attendance at the A&E department. This locality also has the highest rate of alcohol related ambulance call outs in the whole of Medway. The community safety unit has identified there is a connection between the availability of alcohol in this area and alcohol related crime.

## **The prevention of public nuisance**

Chatham is a hot spot for alcohol related nuisance in the form of anti-social behaviour. There are significant issues impacting on local people. These include street drinking, alcohol related litter in the form of discarded bottles and cans, public urination and defecation, all of which are often co located with evidence of drug use. Respondents to a questionnaire used as part of the evidence to support the CIP stated that alcohol bought from off licensed premises in this area contributes to the alcohol related problems, particularly crime and nuisance.

A member of public health staff has attended the Ordnance St area on a number of occasions in preparation of these representations and there is ongoing evidence of alcohol related street drinking and associated litter. This litter consists of bottles and cans of beer and cider, both 'super strength' and regular strength. Locations of particular concern are the alleyway running by the side of Chatham railway station car park, the alleyways leading between Ordnance St and Rochester St, where there is evidence of drug use in the form of drug litter, and the area around the parade of shops at the bottom of Ordnance St. On one occasion street drinkers were witnessed by my staff at this location drinking alcohol and trying to buy it from the off licences at the bottom of Ordnance St. The issues highlighted by the CIP evidence are current and ongoing.

## **Summary**

The area around Ordnance St has unacceptable levels of alcohol related issues, including crime, domestic abuse and public nuisance associated with a high density of licensed premises, particularly off licences.

Policies 10 and 17 from the Statement of Licensing Policy are the most relevant to this application. The evidence considered by the Authority supporting Policy 17 and the Chatham CIP can be found at

<https://democracy.medway.gov.uk/mgConvert2PDF.aspx?ID=3440&T=10>

Policy 10 sets out the expectation of the Licensing Authority when determining applications for off licensed premises. This states that when an application is in a CIP area the Authority will make reference to Policy 17, which outlines the expectations for applications made for off licenced premises in these areas.

Policy 17 states the Authority expects an application in a CIP to contain a full explanation as to how the premises will not adversely affect the four licensing objectives. There is a rebuttable presumption of refusal by the Authority in all but exceptional circumstances. Offering conditions which merely show the premises as being well managed and run are not exceptional.

In this case the Director of Public Health believes the application offers nothing exceptional and there is no explanation as to how the premises will ensure the sale of alcohol will not adversely affect the licensing objectives in this area over and above the seemingly generic conditions contained in the operating schedule. There is no acknowledgement of any of the issues outlined by the evidence which is used to support the CIP nor any explanation of how the offered conditions will mitigate these issues. There is nothing exceptional about this application as required by Policy 17.

The Director of Public Health does not believe this application fulfils any of the criteria outlined by Policy 17 and further believes it is reasonable to believe the sale of alcohol from this premises will contribute towards the alcohol related crime, disorder and public nuisance in this area, which are current and ongoing. He therefore asks for the application to be refused.

James Williams

Date 12<sup>th</sup> November 2018

**Director of Public Health**

For all communication please contact **Barbara Murray**, Public Health Project Officer at the address at the head of this representation or by the following:

Tel: 01634 332637:

E mail: [barbara.murray@medway.gov.uk](mailto:barbara.murray@medway.gov.uk)





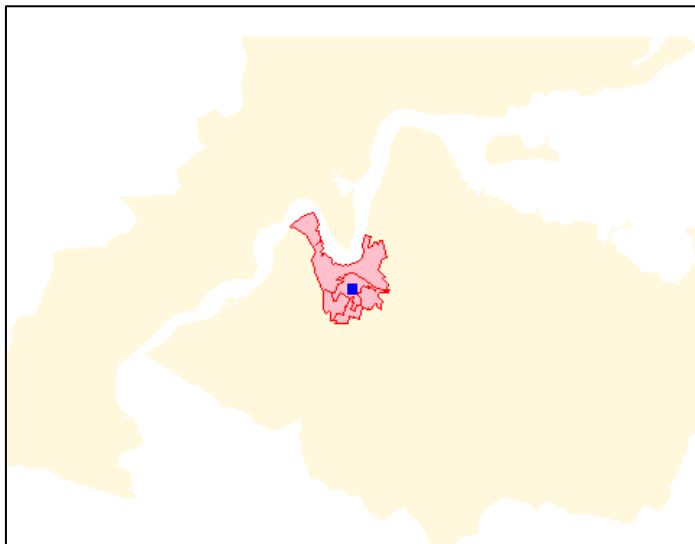
# Report for Public Health application for new premises licence – JAJ Your Local Choice, 55, Ordnance St, Chatham. ME4 6SJ

## Area description

The 'area' referred to in this report has been constructed in two ways to allow different information to be presented most effectively. The first way is to draw a simple radius around the postcode of the premises and the second way is to identify the Lower Super Output Areas closest to postcode. Lower Super Output Areas (LSOAs) are units of geography (developed and maintained by the Office for National Statistics) corresponding to an average of 1,600 people or 650 individual households. Like electoral wards, each LSOA has a clearly defined geographical boundary. There are 163 LSOAs within the Medway Council boundary.

This report summarises the area around the postcode ME4 6SJ.

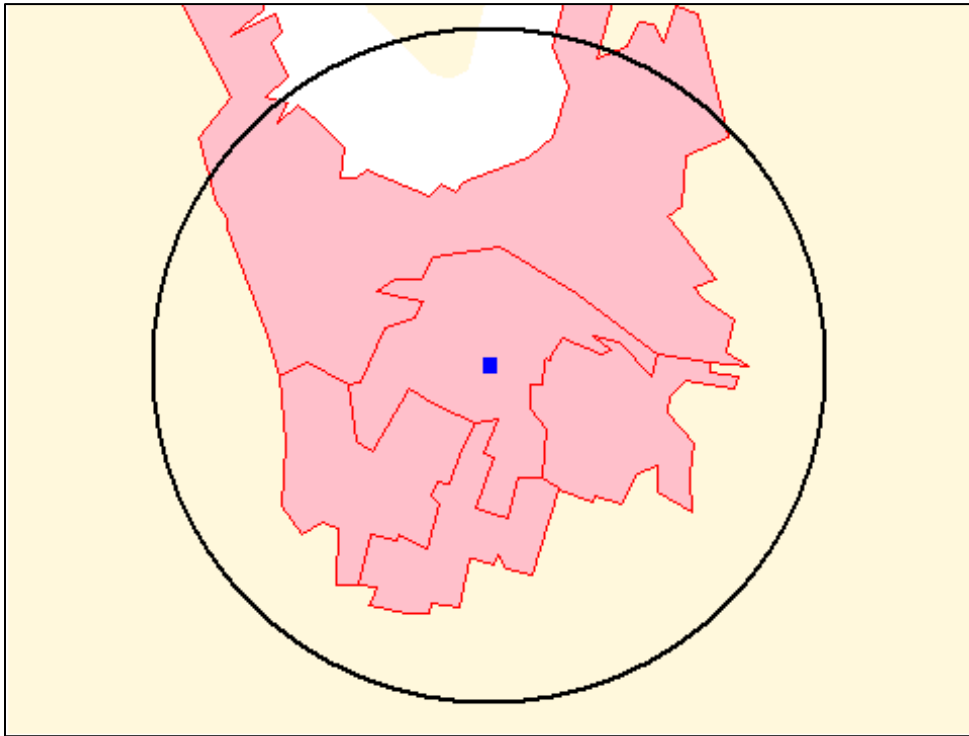
## LSOAs near the postcode



This first map shows the location of the postcode ME4 6SJ in Medway and the 5 LSOAs around it.

There are 8,900 people living in the 5 LSOAs around ME4 6SJ.

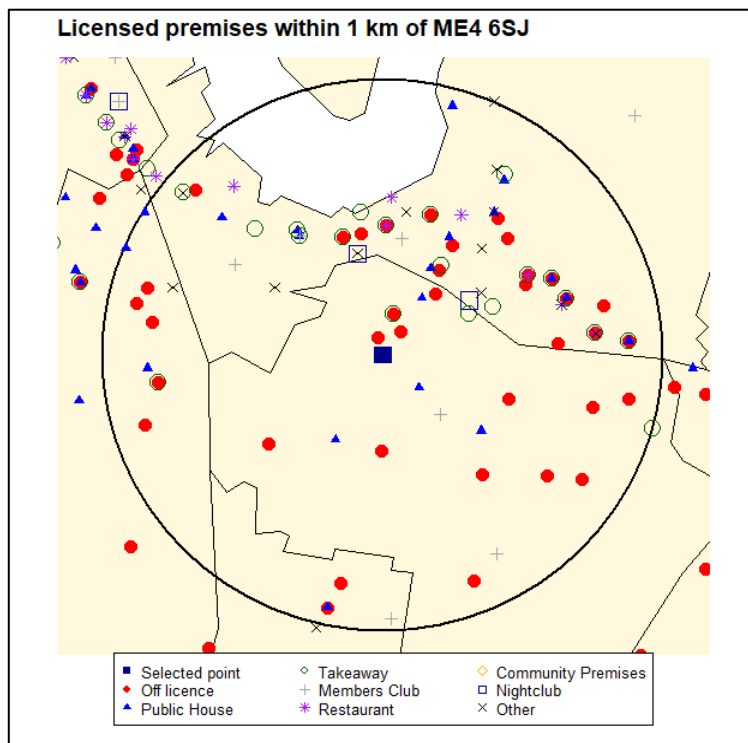
## Zoomed-in



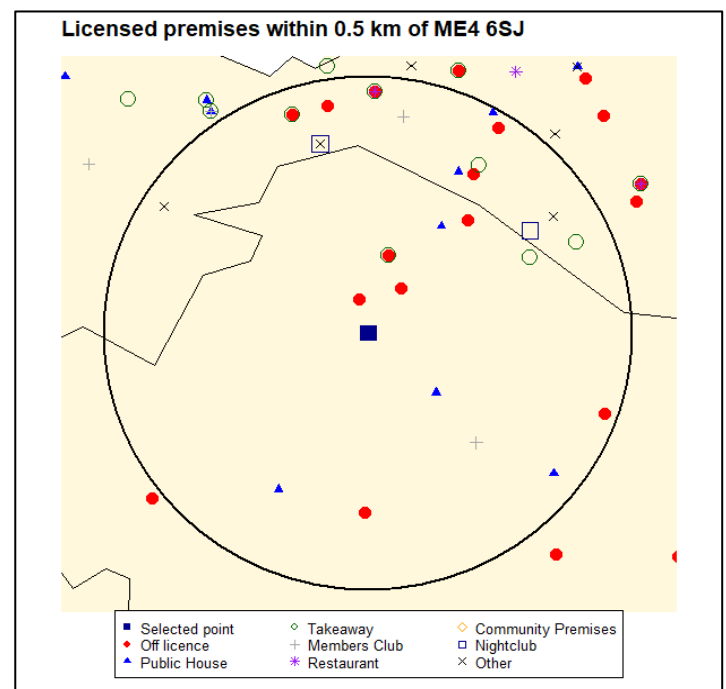
This shows the same LSOAs, zoomed in, with a 1 km radius around the postcode. There are 8,900 people living in the 5 LSOAs around ME4 6SJ, with the following age distribution:

	Count	Percent
< 5	656	7.4
<b>5 to 18</b>	1430	16.1
<b>19 to 64</b>	6030	67.8
<b>65 to 84</b>	706	7.9
<b>85 plus</b>	78	0.9

## Licensed premises around the postcode (ward boundaries only)



Premises type	Number
Off licence	13
Takeaway	13
Public House	7
Other	3
Members Club	2
Nightclub	2
Restaurant	1
Community premises	0



## Deprivation

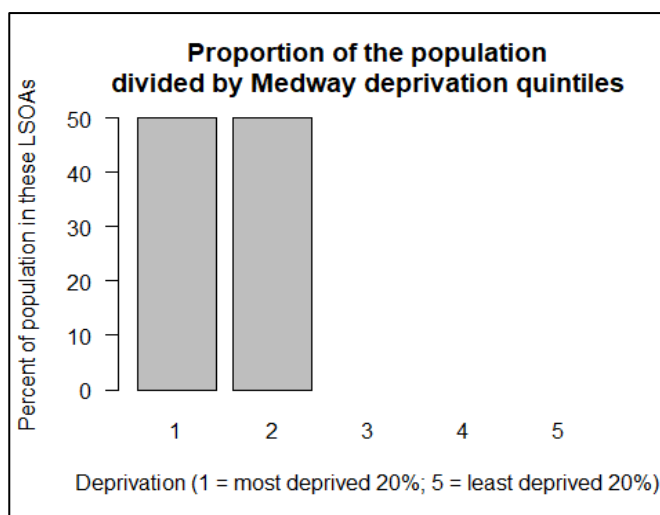
The Indices of Deprivation 2015 provide a relative measure of deprivation in small areas across England. The Indices of Deprivation 2015 is based on the concept that deprivation consists of more than just poverty. Poverty is not having enough money to get by on whereas deprivation refers to a general lack of resources and opportunities.

The Indices of Deprivation 2015 is the collective name for a group of 10 indices which all measure different aspects of deprivation. The most widely used of these is the Index of Multiple Deprivation which is a combination of a number of the other indices to give an overall score for the relative level of multiple deprivation experienced in every neighbourhood in England.

In total 38 separate indicators, which are grouped into seven domains each of which reflects a different aspect of deprivation, are used to produce an overall Index of Multiple Deprivation score for each small area in England. The domains used in the Index of Multiple Deprivation 2010 are income, employment, health, education, crime, access to services and living environment. Each of these domains has their own scores and ranks allowing users to focus on specific aspects of deprivation. All the small areas in England can be ranked according to their Index of Multiple Deprivation score; this allows users to identify the most and least deprived areas in England and to compare whether one area is more deprived than another.

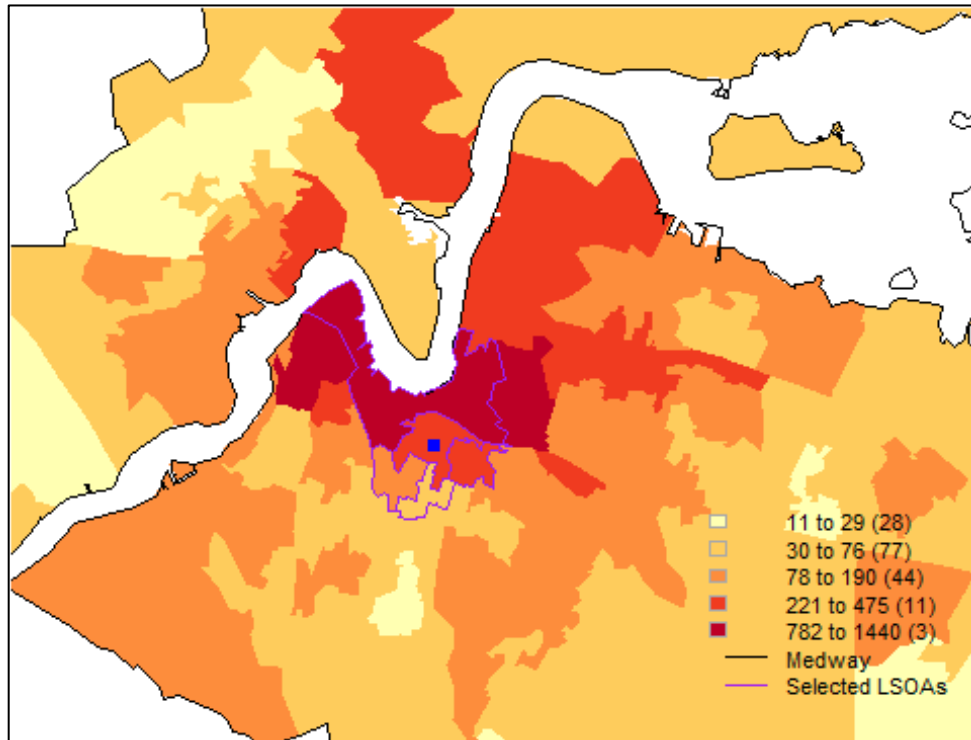
An area has a higher deprivation score than another one if the proportion of people living there who are classed as deprived is higher. An area itself is not deprived: it is the circumstances and lifestyles of the people living there that affect its deprivation score. And it is important to remember that not everyone living in a deprived area is deprived - and that not all deprived people live in deprived areas.

Source: [English indices of deprivation 2015: guidance](#)



## Ambulance call-outs

The following analysis includes the call-outs between 2011 and 2015 attended by South East Coast Ambulance Service where alcohol is suspected as a contributory factor.



The 5 LSOAs around ME4 6SJ account for 2278 (13.8%) of all ambulance call-outs where alcohol is suspected.



**Licensing Unit Representation in relation to an application for grant of a premise licence made under Section 17 Licensing Act 2003.**

<b>Details of person making representation – Franco De Fazio</b>	
<b>Name of Head of Legal</b>	Jan Guyler
<b>Postal Address:</b>	Medway Council Gun Wharf Dock Road Chatham Kent ME4 4TR
<b>E-mail address</b>	licensing@medway.gov.uk
<b>Telephone Numbers:</b>	
	Franco De Fazio 01634 331931
<b>Premises representation is regarding</b>	
<b>Name of Premises:</b>	JAJ Your Local Choice
<b>Address of premises:</b>	55 Ordnance Street, Chatham, Kent. ME4 6SJ
<b>Last Date for representations</b>	21 November 2018

**The Licensing Unit has received an application for the grant of a premises licence made under the provisions of Section 17 Licensing Act 2003, and under Section 18 of that Act, asks the Licensing Authority to consider these representations in respect of: -**

Prevention of crime and disorder	X
Public Safety	
Prevention of public nuisance	X
Protection of children from harm	X

**Please give the reason for the representation and detail the evidence supporting it under the appropriate headings:**

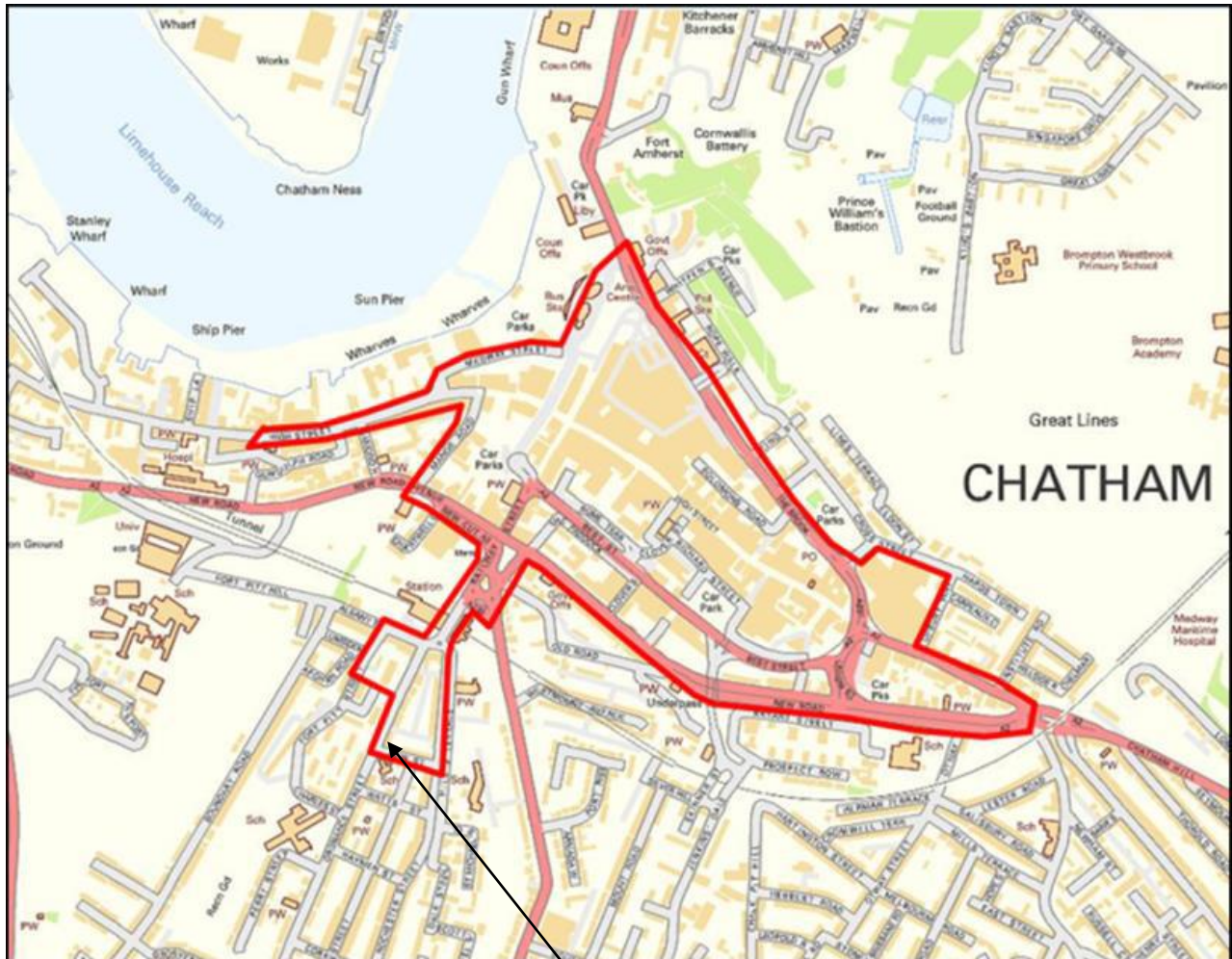
The applicant has applied for off sales of alcohol from the hours of 06:00 until 23:00 daily

The location of the premises falls within the Cumulative Impact Policy (CIP) 1 Area and therefore requires greater attention than applications falling outside a CIP area.

**The licensing unit wishes to make representations that the application should be refused. I offer the following in support of this.**

## Statement of Licensing Policy Considerations

The premises are located inside the Chatham High Street area as shown on the map below.



**Premises are located here**

Page 79 of the Policy, agreed by full council on 26 April 2018 gives full details of concern in this area of high deprivation;

And

Section 6.15 on page 47 of the policy states - When the CIP is applied, and there are relevant representations, there is a rebuttable presumption of refusal by the Authority in all but exceptional circumstances, unless the applicant can demonstrate the premises will not adversely affect the licensing objectives

## The Representation

The application does not provide any compelling evidence that this is an exceptional case. In particular there has been no reference to the Statement of Licensing Policy or that the intended location is within a CIP area. This suggests that this application has not been given the careful attention expected by the Local Authority. The conditions of CCTV, staff training and incident/accident log have through time become industry standard conditions applied in most off licence premises licence applications and therefore would



not necessarily on their own be considered exceptional grounds for approving the application. The specific recommendation of Beer Cider and Lager to be limited to 5.5% ABV in the store has not been included in the application.

The applicant has neglected to mention that the location is across the road from St John Fisher Catholic Comprehensive School and adjacent to St John's CE Infant School in New Street. As a consequence of this, the mornings and afternoons will be extremely busy giving rise to increased congestion both pedestrian and traffic. The plans do not indicate where the alcohol will be stored and what measures will be introduced to ensure that it is out of reach to children during these busy times, nor what additional staffing levels are required during these periods to promote the licensing objectives.

Franco De Fazio – Licensing Enforcement Officer

PP. Jan Guyler – Head of Legal

**Date:** 9 November 2018



**From:** maple, vince  
**Sent:** 21 November 2018 22:01  
**To:** licensing  
**Subject:** 55 Ordnance St

I'm writing in a combined capacity as a ward councillor for Chatham Central and also the Chair of Governors of St John's Infant School.

At today's school governing body meeting there was a unanimous vote to oppose this proposed application for licensing with a particular focus on prevention of crime & disorder and prevention of public nuisance.

As a ward councillor I'm acutely aware and fully supportive of the Chatham Cumulative Impact Policy. This policy highlights the excessive number of alcohol related crime, disorder and public nuisance associated with density of off licensed premises.

The evidence provided by both police and public health in particular shows that having further off licensing would add unacceptable additional pressures

Therefore on that basis I would urge the licensing authority to refuse this application.

Yours

Cllr Vince Maple

Chatham Central Ward Councillor

Chair of Governors St Johns Infant School

Get Outlook for iOS

**From:** Paul Outred  
**Sent:** 18 November 2018 22:17  
**To:** licensing  
**Subject:** opposing 55 Ordnance Street licence

Re the Alcohol sale Licencing application for 55 Ordnance Street, Chatham , Kent. ME4 6SJ  
We would like to object to the application for the following reasons:

At and just around the corner where this shop is located, drug abuse takes place. We witness dealings of substances on the corner frequently. It would be a temptation for the drug users to buy and drink alcohol whilst waiting for their dealers and also have a higher risk of drug and alcohol fuelled crime. I had the misfortune to recently apprehend a severely drunken local man trying to smash the windows on my car while trying to break into it. Another shop selling alcohol can only increase the possibility of more crime. Basically, allowing more shops to sell alcohol means more drunks in the area and the possibility of increased public order offences.

After dark, we are in fear of intimidation and abuse from the area drunks. You cannot go out safely anymore. I fear for the safety for my children and grandchild when visiting. If another place is opened selling more alcohol , the abuse can only increase. The garden of the adjacent property also owned by the same person has been the meeting place for local drunks and druggies. They at the moment sit on our doorstep talking loudly, lean on our cars and make it difficult to get into or out of the house. I have several times had to stop disgusting drunks urinating up the wall of our house and car. Although this is not every day, we have a right to feel safe and have a peaceful and good quality of life. It is a severe nuisance of both noise and fear when groups accumulate outside our property. We are also fed up with drunks leaving half empty cans of booze on our doorstep, windowsill or car roofs. On one occasion, we had glass alcohol bottles put under our car tyres.

It is not appropriate for children to be exposed to alcohol sales or drunks whilst going to and from school. This proposed application is directly opposite and within yards of an infant school and is also passed by many children going to the secondary school a little way further up Ordnance Street. It has been in the past when this shop was opened and also other shops in the street, proxy sales of cigarettes were being made. As there are no windows on this shop, the shopkeeper would not be able to view proxy sales of alcohol to minors. Also, there is the possibility of adults buying or even drinking whilst waiting for their children. Being directly next to a school is not the best place for an establishment to sell alcohol. The last shopkeeper did not have any problem selling gallons of energy drinks to children.

Since this shop has been closed, our quality of life has been much better. No loud engines and radios running while people shopped, no early morning deliveries. But drunks are still being sold alcohol from the other shop at the bottom of Ordnance Street. We have witnessed sales of alcohol to local drunks who were so inebriated at the time. So responsible drinking is not being promoted. This area has it's issues already and more access to alcohol would degrade the area further.

Regards

Paul and Sara Outred

30<sup>th</sup> October 2018

Licensing Team  
Medway Council  
Gun Wharf  
Dock Road  
Chatham  
Kent

Dear Sir/Madam

**Objection to application for Alcohol license.**

I would like to object to the premises licence of JAJ Your Local Choice, 55 Ordnance Street, Chatham, under the licensing objectives.

I am the Service Lead for Medway Talking Therapies and we have offices and therapy rooms in Ordnance Street. We are an Improving Access to Psychological Therapies provider commissioned by the NHS. We offer assessment and treatment to clients suffering from mental health difficulties. We have tried to create a therapeutic environment for our clients but have struggled to maintain this due to the area we operate in and continued local disruptions outside our frontage.

Our building in Ordnance Street is in a row of shops with maisonettes above with a large walkway as frontage. This area is already a place where young people congregate and we are subject to disruptions on a daily basis with noise, games being played and footballs kicked against our glass frontage which I have taken up with the local school. We are also subject to fly tipping. As we know any area where there is grass and an area to meet this will attract people to sit, meet up, drink alcohol, and also beg for money as there is footfall past the shops. In addition the availability of alcohol in the locality increases the likelihood of this happening.

Alcohol is a depressant and long term misuse can cause physical and mental health problems. Any increase in availability should not be encouraged by those who have the authority to prevent this in local communities. Alcohol is available in every supermarket why do we need another outlet so close to a residential area?

We are also aware know that alcohol misuse is a contributory factor in criminal activity and can also cause a public nuisance which would disrupt our service considerably. We would also not welcome any group, however small, of people congregating outside our therapy rooms drinking and causing a disturbance. In addition as I stated we already have groups of young people congregating outside our building and the availability of alcohol so close to where they are meeting and the possibility of adults also using the frontage as a drinking

place is totally unacceptable and I would not want to see the local authority condoning putting children and young people at potential harm and at the very least adults setting a bad example to our children and young people.

I am aware that Medway is an area of deprivation and high unemployment and any additional outlets selling alcohol should not be supported by local communities, as it could be seen to be condoning alcohol use.

I object most strongly to the application for an alcohol licence as I am certain this will encourage drinking at all hours and disrupt the Service I manage. The availability of alcohol locally is not necessary.

Kind regards

Karen Abel

---

Karen Abel  
Acting Service Lead

Karen Abel | Service Lead

Donate with **JustGiving**

**Mrs J Collman**

8<sup>th</sup> November 2018

Dear Sir/Madam

**Objection to JAJ Off Licence Application**

I am writing as the Headteacher of a small local infant school which is directly opposite the shop which the proposal is for.

As a small school community my staff and I feel strongly that should the license be awarded it will have a negative impact on our local community and pose a possible safeguarding risk to our children.

Our school boundary gates are within 10 metres of the shop and we believe this will affect us in a variety of ways.

We understand that we are situated in a busy residential area, however we strive to retain the Christian character of our school and to surround our children in a warm, protective and nurturing environment.

Our social profile is one that contains many vulnerable pupils and families in the immediate area.

1. The prevention of crime and disorder - Alcohol plays a large role in criminal activities and violence. Researchers have examined the relationship between alcohol, drugs and crime. Data suggests that engaging in prolonged drinking or binge drinking significantly increases your risk of committing violent offenses. We have several recorded incidents of drug being sold outside of the school and this fueled by the addition of alcohol is worrying.
2. Public nuisance - there will be significant noise impact, as alcohol consumption can lead to drunk and noisy participants and we do not appreciate this at our school gates.

Impact of traffic- there will be increased numbers of cars parking to stop for the purchase of alcohol - traffic danger and congestion is already a significant problem for us in our built up area and we have already tried to remedy this for the benefit of our families by opening our school at the earlier time of 830 to ease congestion in this busy residential area, Public disorder for eg on one occasion we were walking

back to school following a trip and several inebriated adults, holding beer cans and accompanied by a very large barking dog were harassing two teenage children dressed in school uniform, I walked slowly past to ensure the children were safe and we crossed the road I instructed a class teaching assistant to take the children back to school and we called the police.

Public drunkenness for eg we took our school on a whole school visit to Jacksons to celebrate the Queen's Birthday and unfortunately had to walk past 5 inebriated individuals who were sprawled on the floor at the bottom of Ordnance Street - there was no alternative route so staff made a human cordon in front of them so that we could pass. They did not make a comment to us, but they were laughing and swearing loudly and their language was inappropriate.

3. Public safety - recreational visits

Health impact of young people drinking from across the street and local residents- I am concerned for the pupils at St John Fisher school as some of the older pupils could no doubt be tempted by alcohol on their door stop.

We do not want discarded cans and bottles littering our street or worse - thrown into our playground where children can be injured or cut on bottles or can tops. Plus, it looks visually unappealing. In a busy built up environment we want to make the area look better not worse.

I will also be concerned for my staff who run after school clubs as there is often a limited number of adults on site and also for my cleaners who work alone.

4. The protection of children from harm - this is the most significant point for us as safe guarding is paramount at St Johns. We are fortunate to have committed and dedicated parents who join us on our safeguarding journey however, the addition of another local shop selling alcohol brings the added worry of drink driving incidents - not by my parents but from passers by.

We want to live and work in a harmonious environment and I am sorry that we feel it is necessary to squash a local shopkeepers ideas and plans as we like to work alongside our community. However in this instance, we most certainly wish that the request be denied in the interests of our children and families.

Yours faithfully

Mrs Collman