

NORTH LINCOLNSHIRE COUNCIL

LICENSING (ACTIVITIES) SUB-COMMITTEE

**LICENSING ACT 2003
APPLICATION TO VARY A PREMISES LICENCE
SCUNNY MINI MARKET, 15 FERRY ROAD, SCUNTHORPE**

1. OBJECT AND KEY POINTS IN THIS REPORT

- 1.1 To request that the Sub-Committee determines the application to vary a Premises Licence for Scunny Mini Market. A summary of the application is attached as Appendix A to this report and a copy of the application as Appendix B. A plan of the premises is attached as Appendix C and a location map at Appendix D.
- 1.2 There have been 9 representations received, which have been deemed relevant. These are detailed in paragraph 4.2. Copies of the representations are attached to this report at Appendices E, F, G, H, I, J, K and L.

2. BACKGROUND INFORMATION

- 2.1 In accordance with the provisions of the Licensing Act 2003 and the council's scheme of delegation, all applications for a licence where a relevant representation has been made need to be determined by this Sub-Committee.
- 2.2 When determining the application the Sub-Committee should only consider issues which relate to the four licensing objectives. The licensing objectives are:
- The prevention of Crime and Disorder
 - Public Safety
 - The prevention of a Public Nuisance
 - The protection of Children from Harm
- 2.3 Members of the Sub-Committee must have regard to the statutory guidance issued under section 182 of the Licensing Act 2003, our Statement of Licensing Policy and our Cumulative Impact Policy if appropriate. Members of the Sub-Committee may deviate from the statutory guidance and licensing policies only if they deem that there is good reason to do so. Where Members do deviate from the statutory guidance or policies then full reasons must be provided.

- 2.4 Members of the Sub-Committee should not allow themselves to pre-determine the application or to be prejudiced in favour or opposed to the licence and shall only determine the application having had an opportunity to consider all relevant facts. Members of the Sub-Committee should not hear or decide on any applications for premises licences in their own ward.
- 2.5 Members of the Sub-Committee shall remember that they are acting in a quasi-judicial role in determining the application and shall remain in the room so that they hear all the evidence before determining the application. The determination shall be based on the evidence provided, which is relevant to the licensing objectives.
- 2.6 The options available to the Sub-Committee having considered all the relevant information are as follows:
- To refuse to vary the licence
 - To vary the licence with additional conditions
 - To vary the licence without additional conditions
 - To vary the licence but restrict the licensable activities
 - To vary the licence with restricted times
- 2.7 When considering an application to vary a licence, only the additional elements contained within the application can be considered. The activities already licensed cannot be subject to any restriction or additional conditions.
- 2.8 Members of the Sub-Committee should be advised that the applicant, responsible authorities and other persons making relevant representations may appeal to the Magistrates Court within 21 days of the date on which they were notified of the decision

3. ISSUES FOR CONSIDERATION

- 3.1 The application to vary a premises licence for Scunny Mini Market was received on 19 January 2015. A summary of the application is attached at Appendix A and a copy of the application is attached at Appendix B. A plan of the premises is attached as Appendix C and a location map at Appendix D.
- 3.2 Environmental Health have objected to the application on the grounds of the prevention of Public Nuisance. A copy of the representation is attached at Appendix E.
- 3.3 The Licensing Authority have objected to the application on the grounds of the prevention of Crime and Disorder and the prevention of Public Nuisance. A copy of the representation is attached at Appendix F.

- 3.4 A representation has also been received from Humberside Fire & Rescue, they are in support of the application. A copy of the representation is attached at Appendix G.
- 3.5 There have been 5 representation(s) from other persons, which have been deemed relevant. The representation(s) are detailed in paragraph 4.2 and are attached to this report as Appendices H, I, J, K and L.
- 3.6 The applicant has been made aware of the representations.

4. **OUTCOMES OF CONSULTATION**

- 4.1 A copy of an application to grant or vary a Premises Licence must be served on the responsible authorities within 48 hours of the Licensing Authority receiving its copy.
- 4.2 The table below provides details of any representations received from the responsible authorities.

Responsible Authority	Detail
Humberside Police	No representation received
Humberside Fire & Rescue Service	Representation received - application is acceptable
Health & Safety	No representation received
Environmental Health	Representation received – Object to application on grounds of prevention of Public Nuisance
Trading Standards	No representation received
Child Protection	No representation received
Planning	No representation received
Licensing Authority	Representation received – Object on grounds of prevention of Public Nuisance and the prevention of Crime and Disorder
Public Health	No representation received

- 4.3 Ward councillors have been made aware of the application.

5. **OUTCOMES OF MEDIATION**

- 5.1 We have a duty to mediate in accordance with our policy. The results of the mediation will be reported at the meeting.

5.2 The applicant has agreed to the conditions proposed in the representation by the Licensing Authority.

6. LICENSING OBJECTIVES & STATUTORY PROVISIONS

6.1 Prevention of Crime & Disorder

6.1.1 The applicant has described the steps they intend to take in order to promote this objective. These are detailed on page 17 of their application in Appendix B attached to this report.

6.1.2 Further information regarding this objective can be found in the Licensing Policy, pages 25-28.

6.1.3 Representations have been received raising concerns with regard to this objective.

6.2 Public Safety

6.2.1 The applicant has described the steps they intend to take in order to promote this objective. These are detailed on page 17 of their application in Appendix B attached to this report.

6.2.2 Further information regarding this objective can be found in the Licensing Policy, pages 29-31.

6.3 Prevention of Public Nuisance

6.3.1 The applicant has described the steps they intend to take in order to promote this objective. These are detailed on page 17 of their application in Appendix B attached to this report.

6.3.2 Further information regarding this objective can be found in the Licensing Policy, pages 32-34.

6.3.3 Representations have been received raising concerns with regard to this objective.

6.4 Protection of Children from Harm

6.4.1 The applicant has described the steps they intend to take in order to promote this objective. These are detailed on page 18 of their application in Appendix B attached to this report.

6.4.2 Further information regarding this objective can be found in the Licensing Policy, pages 35-38.

6.4.3 Representations have been received raising concerns with regard to this objective.

6.5 Other Licensing Policy Issues/Statutory Provisions

6.5.1 These are detailed in Appendix B, page 17, under the heading of General.

7. **FURTHER INFORMATION & CLARIFICATION**

7.1 A location plan is attached to the report as Appendix D.

8. **RECOMMENDATIONS**

8.1 That the Sub-Committee determines the application in accordance the Statutory Guidance issued under s182 of the Licensing Act 2003, Statement of Licensing Policy, the Cumulative Impact Policy if appropriate and the information contained within this report and having had due regard to the applicant and the responsible authorities making relevant representations.

8.2 That the Sub-Committee provides the reasons for its decision.

DIRECTOR OF PLACES

Civic Centre
Ashby Road
Scunthorpe
North Lincolnshire

Author: Narelle Plowright
Date: 23 February 2015

Background Papers used in the preparation of this report Nil

APPENDIX A

Summary of Application (New)

Name of Premises	Scunny Mini Market & Cafe, 15 Ferry Road	Type of Application	Variation
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Point Number	Detail	Action
1	Addition of On Sales between 06:00 and 23:00 daily – Cafe only	
2	The convenience store counter will provide Off Sales and late Night refreshment	
3	The cafe counters will provide the provision of On and Off sales	
4	The cafe area and garden are designated areas for drinking on the premises	
5	A personal licence holder will be on site between midnight and 06:00 each day	
6	An alarm with panic buttons will be installed	
7	A notice will be on display asking customers to respect the neighbours when leaving the premises	
8	The cafe area will be closed and sectioned off between 23:00 and 06:00 each day	
9	All staff will be trained in their responsibilities under the Licensing Act 2003 before making sales of alcohol. The training will be documented and will be made available to the police and authorised officers of the council upon reasonable request.	

Point Number	Detail (Changes to Current Licence)		Action
	From	To	
1	Off Sales 06:00 – 24:00	Off sales – 24 hours a day	
2	Late Night refreshment 23:00 – 24:00	Late Night refreshment 23:00 – 05:00	

Summary of Representations/Conditions Requested (Responsible Authorities)

Point Number	Detail	Action
1	Appendix E (Environmental Health) – This will have a detrimental impact upon the local area, leading to noise disturbance and anti social behaviour. No off sales to outside area No off sales after 23:00 On sales 07:00 – 23:00 only	
2	Appendix F (Licensing Authority) – On Sales shall be restricted to between the hours of 06:00 and 23:00. Agreed with applicant	
3	Appendix G (Humberside Fire & Rescue) – Application is acceptable	

Summary of Representations/Conditions Requested (Other Persons)

Point Number	Detail	Action
1	Appendix H – Anti social behaviour and an increase in noise levels	
2	Appendix I – anti social behaviour, increase in crime and litter problem	
3	Appendix J – Anti social behaviour	
4	Appendix K – damage to property and litter in the garden	
5	Appendix L – Violence, drugs, anti social behaviour and crime. Litter, broken glass and noise. Access to premises by children	

Summary of Statutory Guidance Issued under s182 of The Licensing Act 2003

Point Number	Detail	Action
1	Page 84 – 85 Paragraphs 10.13, 10.14 & 10.15 – Relates to Hours of Trading	

Summary of North Lincolnshire Council's Licensing Policy

Point Number	Detail	Action
1	Page 35, Paragraph 65 – Noise	
2	Page 36, Paragraph 70 – Storage and Disposal of Waste	
3	Page 43 – 44, Paragraph 86 – Role of the DPS	
4	Page 44, Paragraph 89 – Licensing Hours	

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APPENDIX B

Application to vary a premises licence under the Licensing Act 2003**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

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

I/We **JENOPAN LTD**

(Insert name(s) of applicant)

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

Premises licence number
PRM0570

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description SCUNNY MINI MARKET & CAFE 15 FERRY ROAD			
Post town	SCUNTHORPE	Postcode	DN15 8QG
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£3000	



CHQ
SL

Part 2 – Applicant details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address		(NEW REGISTERED ADDRESS) 74 PINWOOD CLOSE	
Post town	SCUNTHORPE	Postcode	DN16 3FB

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? Yes No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY
09	03	2015

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?
(Please see guidance note 1) Yes No

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

THE PREMISES HAS BEEN EXTENDED, TO ACCOMMODATE A CAFÉ WITHIN THE CONVENIENCE STORE. THE APPLICANT HAS PRE-CONSULTED WITH THE POLICE & LICENSING AUTHORITY PRIOR TO SUBMISSION OF THE APPLICATION. CONDITIONS HAVE BEEN AGREED WHICH HAVE BEEN INCLUDED ON PAGES 17-18.

THE APPLICATION IS FOR THE FOLLOWING:

- 1) TO SUBMIT A CHANGE OF FLOOR PLAN TO EXTEND THE LICENSED AREA, TO INCLUDE THE NEWLY BUILT CAFÉ, SITUATED INSIDE THE CONVENIENCE STORE.
- 2) TO ADD 'ON' SALES AS A LICENSABLE ACTIVITY FOR 0600 – 2300 HOURS DAILY (FOR THE CAFÉ ONLY).
- 3) TO EXTEND ALCOHOL SALES FOR 'OFF' SALES TO 24 HOURS PER DAY.
- 4) TO EXTEND LATE NIGHT REFRESHMENT TO 2300 TO 0500 HOURS.
- 5) TO AMEND THE NAME OF THE PREMISES.
- 6) TO UPDATED THE REGISTERED ADDRESS OF THE PLH.

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

Part 4 Operating Schedule

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

Provision of regulated entertainment

Please tick all that apply

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

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)	
Day	Start	Finish		
Mon	-----	-----		
Tue	-----	-----		<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed	-----	-----		
Thur	-----	-----		<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri	-----	-----		
Sat	-----	-----		
Sun	-----	-----		

D

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

E

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

F

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

G

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

H

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

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	2300 -----	0500 -----	Please give further details here (please read guidance note 4) HOT DRINKS & SNACKS		
Tue	2300 -----	0500 -----			
Wed	2300 -----	0500 -----	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur	2300 -----	0500 -----			
Fri	2300 -----	0500 -----	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6)		
Sat	2300 -----	0500 -----			
Sun	2300 -----	0500 -----			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) OFF SALES 24 HOURS ON SALES – 0600 TO 2300 HOURS		
Mon	0000	2359			
Tue	0000	2359			
Wed	0000	2359			
Thur	0000	2359			
Fri	0000	2359			
Sat	0000	2359			
Sun	0000	2359	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 6)		

K

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

NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	0000	2359	
Tue	0000	2359	
Wed	0000	2359	
Thur	0000	2359	
Fri	0000	2359	
Sat	0000	2359	
Sun	0000	2359	
Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)			

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

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

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

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

THE PREMISES WILL CONTINUE TO BE MANAGED IN LINE WITH THE FOUR LICENSING OBJECTIVES & GOVERNMENT LEGISLATION.

b) The prevention of crime and disorder

- 1) A) THE CONVENIENCE STORE COUNTER WILL PROVIDE 'OFF' SALES OF ALCOHOL & LATE NIGHT REFRESHMENT.
B) THE CAFÉ COUNTERS WILL PROVIDE THE PROVISION OF 'ON & OFF SALES'. (AS PER ATTACHED PLAN)
- 2) THE CAFÉ AREA & THE GARDEN ARE DESIGNATED AREAS FOR DRINKING ON THE PREMISES. (AS PER ATTACHED PLAN)
- 3) A PERSONAL LICENCE HOLDER WILL BE ON SITE BETWEEN MIDNIGHT & 6AM EACH DAY.

c) Public safety

- 1) AN ALARM SYSTEM WITH PANIC BUTTONS WILL BE INSTALLED.

d) The prevention of public nuisance

- 1) A NOTICE WILL BE ON DISPLAY ASKING CUSTOMERS TO RESPECT THE NEIGHBOURS WHEN LEAVING THE PREMISES.
- 2) THE CAFÉ AREA WILL BE CLOSED & SECTIONED OFF BETWEEN 11PM & 6AM EACH DAY.

e) The protection of children from harm

1) ALL STAFF WILL BE TRAINED IN THEIR RESPONSIBILITIES UNDER THE LA2003, BEFORE MAKING SALES OF ALCOHOL. THE TRAINING WILL BE DOCUMENTED & WILL BE MADE AVAILABLE TO THE POLICE & AUTHORISED OFFICERS OF THE COUNCIL UPON REASONABLE REQUEST.

Checklist:


Please tick to indicate agreement

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

IT IS AN OFFENCE, 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 5 – Signatures (please read guidance note 11)

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

Signature	
Date	16/01/15
Capacity	AUTHORISED AGENT

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

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

LICENSING MATTERS LTD
TIME TECHNOLOGY PARK
BLACKBURN ROAD
SIMONSTONE

Post town	BURNLEY	Post code	BB12 7TW
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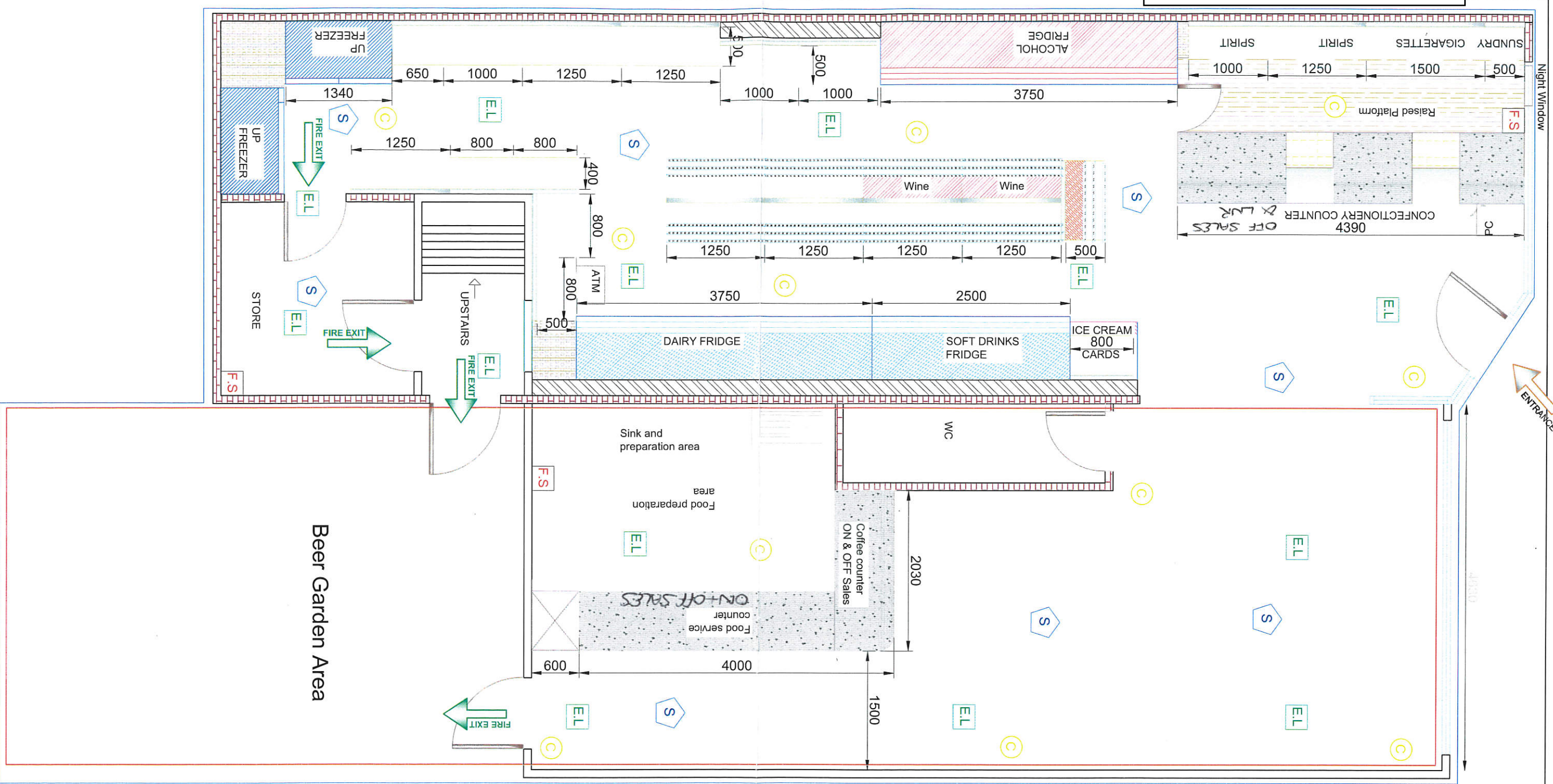
Telephone number (if any)	01282 500322
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
gemma.goodwin@licensingmatters.net

Notes for Guidance

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

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
2. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.
8. 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'.
9. 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.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
14. This is the address which we shall use to correspond with you about this application.



UNIT 63 BARKING INDUSTRIAL PARK ALFREDS
 WAY, BARKING, ESSEX IG11 0TT
 TEL: 020 8591 2110
 FAX: 020 8594 0737 /MOBILE: 07818 231 355

CLIENT. Mr. Jenno

PROJECT:
 Scunny Mini Market
 15 Ferry Road
 Scunthorpe
 South Humberside
 DN15 8QG

Date: 19/05/14

Drawing Reference: 30 Oct 13

SCALE: 1:50 @A3

Revision: 01

LEGENDS

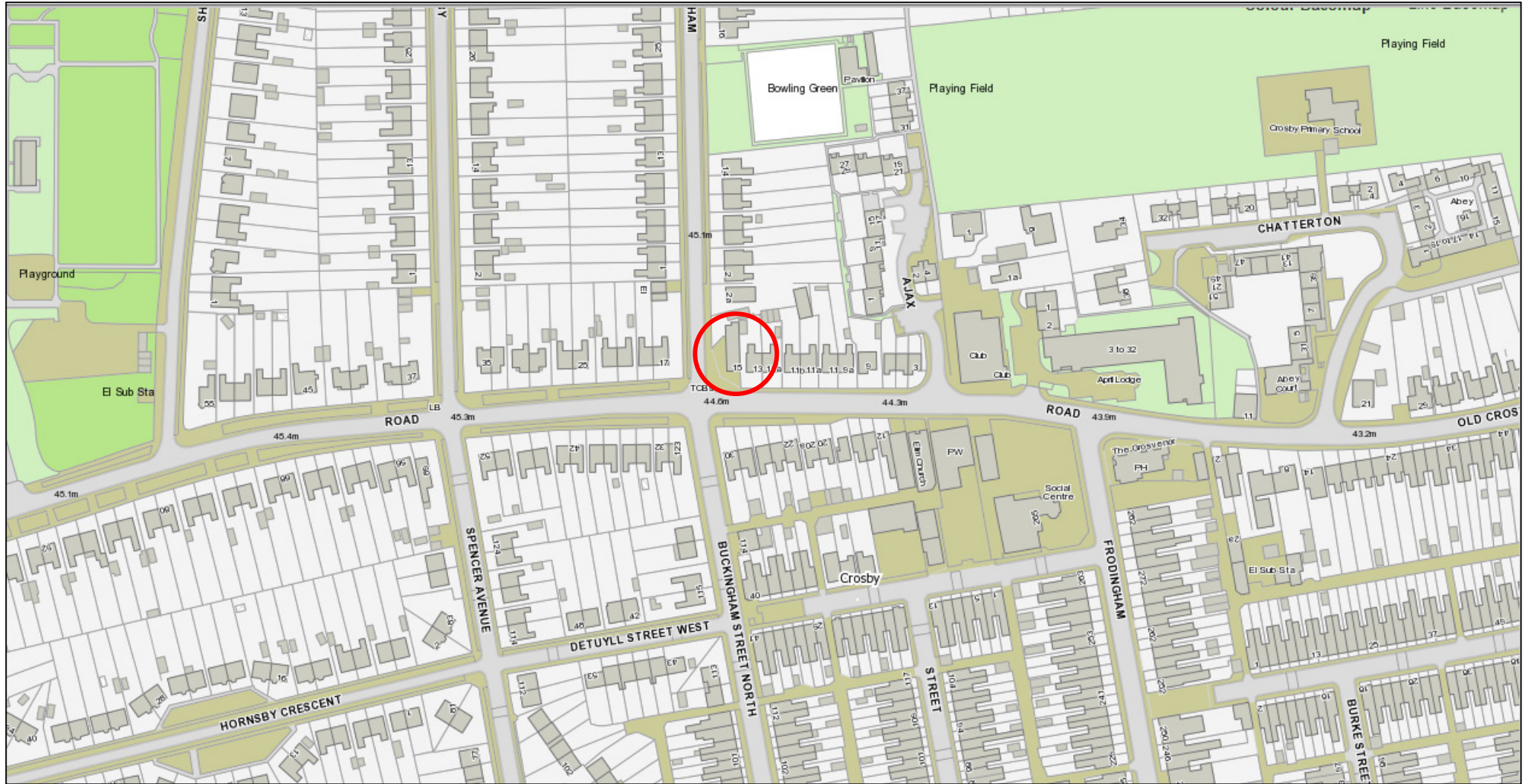
THE WHOLE PLAN TO BE
 LICENSED FOR OFF SALES
 & LATE NIGHT REFRESHMENT.
 THE CAFE & BEER GARDEN
 (HIGHLIGHTED IN RED)
 LICENSED FOR DV+OFF
 SALES ONLY.

	CCTV cameras system
	Smoke alarm
	Emergency lights
	Fire station
	Coffee & Beer area
	DV+OFF SALES
	Building area

CONFECTIONERY COUNTER -
 OFF SALES & LATE NIGHT
 REFRESHMENT.

ALL DIMENSIONS MUST BE VERIFIED
 ON SITE PRIOR TO ANY WORKS
 TAKING PLACE. THIS DRAWINGS
 REMAINS THE
 PROPERTY OF LINK SHOPFITTING
 AND MAY NOT BE REPRODUCED IN
 ANY WAY WITHOUT PRIOR CONSENT

DRAWING BY:
 SAJMIR ZEQAJ



I N T E R

MEMO



O F F I C E

To: Licensing Department

From: Environmental Health (Commercial)

Our Ref: SRU 199299

Subject: Scunny Mini Market and Cafe, Application to vary a Premises Licence

Location: 15 Ferry Road, Scunthorpe, North Lincolnshire

Date: 16 February 2015

Thank you for your consultation on the above application.

Scunny Mini Market is located within a residential area and I am concerned that local residents will be disturbed by noise from customers visiting the premises, both to purchase alcohol and other items, and customers using the proposed rear area.

This department is of the opinion that people who have been out in the night time economy of Scunthorpe will be attracted to these premises and congregate outside at all hours of the night even if the proposed rear area is closed from 11pm to 6am.

This department does not see any way that noise from customers, some of whom may be intoxicated, in such close proximity to residential properties can be controlled.

This application, if approved, will have a detrimental impact upon the local area, leading to noise disturbance and anti-social behaviour if approved and being mindful of the prevention of public nuisance licensing objective, I **object** to this application.

Furthermore, the applicant should be aware of the restrictions placed upon the premises by Planning Application reference PA/2014/0023.

Licensing: (01724) 297607-Fax (01724) 297692
Email: licensing@northlincs.gov.uk

Our Ref: NB/RA/PRM0570
Your Ref:
Date: 2 February 2015



Peter Williams BSc, DMS, CEng, MEI, MCMI, AMIMEchE
Director of Places
PO Box 42
Church Square House
High Street
Scunthorpe
North Lincolnshire
DN15 6XQ

Gemma Goodwin
Licensing Matters Ltd
Time Technology Park
Blackburn Road
SIMONSTONE
BB12 7TW

Dear Gemma

Re: Application to Vary Premises Licence (Scunny Mini Market, Scunthorpe)

Further to the application to vary the premises licence for the aforementioned premises, I hereby submit a representation on behalf of the Licensing Authority.

I appreciate most of this application has previously been agreed with the applicant and as such I would seek to add the following condition:

- On sales shall be restricted to between the hours of 06.00 hours to 23.00 hours.

If the applicant is agreeable to this condition and modifies their application, then I will withdraw the representation.

Should you or the applicant wish to discuss this matter further, then please contact myself on the aforementioned telephone number.

Yours sincerely

Nick Bramhill
Licensing Manager

cc.

Humberside Police Licensing

From: "Gemma Goodwin" <gemma.goodwin@licensingmatters.net>
To: "'Licensing'" <Licensing@northlincs.gov.uk>
Cc: "'Nicholas Bramhill'" <Nicholas.Bramhill@northlincs.gov.uk>

Date: Wednesday, February 04, 2015 01:53PM
Subject: FW: Scunny Mini Market & Cafe, 15 Ferry Road, Scunthorpe - Full Variation Application

Hi Stephenie,

I can confirm that our client is agreeable to Nick's requested condition.

Many Thanks

Gemma Goodwin



LICENSING MATTERS
you serve • we protect

Office: 01282 500322

Fax: 01282 771186

Time Technology Park

Blackburn Road

Simonstone

Lancashire

BB12 7TW

The small print

This e mail and any files transmitted with it are confidential and may be protected by legal privilege. If you are not the intended recipient, please notify the sender and delete this e mail from your system. Please do not disclose, copy or use any part of this e mail and / or any attachments. This e mail has been scanned for malicious content but the internet is inherently insecure and Licensing Matters Ltd cannot accept any liability for the integrity of this message or its attachments.

Licensing Matters Ltd is a limited company registered in England and Wales. Registered Number 05822732.

Registered office:TimeTechnology Park, Blackburn Road, Simonstone BB12 7TW.

From: Stephenie Shak [mailto:Stephenie.Shak@northlincs.gov.uk] **On Behalf Of** Licensing
Sent: 04 February 2015 13:46
To: Gemma Goodwin
Subject: RE: Scunny Mini Market & Cafe, 15 Ferry Road, Scunthorpe - Full Variation Application

Good afternoon

Apologies, please find attached.

Narelle is not in the office today so she may not be able to pick up the email and we do not have access to emails that were sent to her direct.

Kind regards

Licensing

Attachments:

Objection 02 02 15.pdf

Our Ref: FS/AW/RM/RLA1/S2/SP/002558 (357938)
Date: 27 January 2015

APPENDIX G



HUMBERSIDE
Fire & Rescue Service



Gemma Goodwin
Licensing Matters Ltd
Time Technology Park
Blackburn Road
Simonstone
Burnley
BB12 7TW

TECHNICAL FIRE SAFETY SECTION
Laneham Street
Scunthorpe
DN15 6JP
The person dealing with this matter is:
Adam Wood
Technical Fire Safety Inspector
Tel: 01724 295909
Fax: 01724 295908
E-Mail: awood@humbersidefire.gov.uk

Dear Madam

REGULATORY REFORM (FIRE SAFETY) ORDER 2005
LICENSING ACT 2003 - TYPE OF LICENCE
PREMISES LICENCE
NEW APPLICATION (GRANT)
PREMISES: SCUNNY MINI MARKET & CAFE
15 FERRY ROAD
SCUNTHORPE
DN15 8QG

LICENSING ACT 2003

The application and enclosures in relation to the above mentioned premises which were received in this office on the 19 January 2015 are acknowledged and the Fire Authority make the following comments.

From the information provided the proposals with regards to Public Safety are considered **acceptable** to the Fire Authority.

REGULATORY REFORM (FIRE SAFETY) ORDER 2005

Fire Risk Assessment

It is a requirement that the responsible person must make a suitable and sufficient assessment of the risks to which relevant persons are exposed for the purpose of identifying the general fire precautions which are necessary to comply with the requirements and prohibitions imposed on him by or under this order and record the prescribed information

The following should be considered as essential to any such fire risk assessment:

Means of Escape

Escape routes must be designed to ensure that any person can escape to a place of reasonable safety, and from there will be able to go directly to a place of total safety away from the building.



Means of Giving Warning of Fire

Satisfactory as indicated.

Emergency Lighting

Satisfactory as indicated.

Fire Fighting Equipment

Adequate measures for fire-fighting should be established. They should be identified through a process of risk assessment and should be appropriate for the size of the undertaking, the size of the premises and the nature of the activities carried out.

Signage

All exits which are designated as emergency exits are to be distinctively and conspicuously marked by exit signs. The signs should comply with the current relevant British Standard or equivalent.

The premises will form part of the Fire Authority's "risk based" assessment and inspection programme and therefore the application will be held on file for reference purposes. In the meantime your attention is drawn to the publication 'Fire Safety Risk Assessment – Offices and Shops' which provides information for the responsible person about The Regulatory Reform (Fire Safety) Order 2005. This publication is available from The Stationery Office or by downloading it from the Internet at:

<https://www.gov.uk/workplace-fire-safety-your-responsibilities/fire-safety-advice-documents>

Should the application include a change of use, structural alterations or change of the internal layout that affects the means of escape, you are advised to consult the Local Authority Building Control Department for further advice.

If you are not the responsible person for these premises, you should ensure that this letter and its contents are forwarded to that person.

If you require further advice or clarification of any of these matters, please contact the Fire Safety Inspector at the address overleaf.

Yours faithfully,



FOR THE CHIEF FIRE OFFICER & CHIEF EXECUTIVE

Copy to: Neighbourhood and Environmental Services
Licensing Division
Church Square House
PO Box 42
SCUNTHORPE
North Lincolnshire

APPENDIX H

From: Nicholas Bramhill/NE/NorthLincs
To: Licensing/NE/NorthLincs@NorthLincs

Date: Friday, February 13, 2015 12:27PM
Subject: Fw: PRM0570 15 Ferry Road

FYI.

Nick Bramhill
Licensing Manager
North Lincolnshire Council
Church Square House
PO Box 42
Scunthorpe
DN15 6XQ

(01724) 297607

----- Forwarded by Nicholas Bramhill/NE/NorthLincs on 13/02/2015 12:27 -----

From: Cllr ChristineO'Sullivan/Members/NorthLincs
To: Nicholas Bramhill/NE/NorthLincs@northlincs
Cc: Cllr ChristineO'Sullivan/Members/NorthLincs@northlincs
Date: 13/02/2015 12:26
Subject: PRM0570 15 Ferry Road

Dear Nick

I am emailing an objection re the above Licensing application. As one of the elected members for the Crosby and Park Ward I have received 'phone calls from residents objecting to the application and I understand a petition will be forthcoming.

I too am objecting as the NAT chair and one of the ward councillors. This area of Crosby is a densely populated RESIDENTIAL area. This particular premises has already had a visit from the enforcement team about issues of wrongly and potentially dangerous placing of an A-frame billboard that obscured the view of drivers trying to exit Buckingham Avenue. There are also issues of parking right on the corner that Highways are looking at following numerous complaints to me.

We are very concerned about the potential for anti-social behaviour at all hours of the day seven days a week, anti-social behaviour is a NAT priority for the Crosby and Park Ward; there will be further traffic congestion from customers as there seems to me to be insufficient parking. There will also be increased noise levels from people coming and going (even talking in the street in the middle of the night can be distinctly heard when people have their windows open).

A premises of this nature is totally out of keeping with the area and will be detrimental to the local residents.

Having spoken to Cllr. Mark Kirk who is also a Crosby and Park Ward councillor I can state that he too is strongly opposed to this Licensing application.

Cllrs Christine O'Sullivan and Mark Kirk

Sent from my iPad managed by BlackBerry Enterprise Service

RECEIVED
16 FEB 2015

Helen Kite
97 Buckingham Ave
Scunthorpe
N. Lincs
DN15 8NS

16/2/15.

Nick Bramble

C/o Church Square House.

Dear Sir,

Please find enclosed a few signatures which I have collected at the lower end of Buckingham Avenue. Only 3 people knew about the 24hour licence Application. Only 2 people did not care everyone else who was in, signed. A 24hrs licence is not appropriate for a residential area and it will bring Anti-Social behaviour, increased crime, rubbish, further health issues.

I hope you take this into consideration as families and elderly live in the area and this is their view.

Helen - Mrs

This is to Register Our Objection and Petition against the Alcohol Application with Licencing for the "Scunny Mini Market" (Cafe), 15 Ferry Road, Scunthorpe, North Lincolnshire, DN15 8QG.

This Application will encourage Anti-social behaviour in a residential area and there is not a need for a 24hour licence in the locality.

Name	Address	Postcode	Signature	Date
Helen Kite	97. Buckingham Ave	DN15 8NS		14/2/15
PAUL WICK	97 Buckingham Ave	DN15 8NS		14/2/15
S. Whitehead	159. Mary Street	DN15 7QA		14/2
Ivan Miriello	95 Buckingham Ave	DN15 8NS		14/2/15
Z. Moorhouse	93 Buckingham Ave	DN15 8NS		14/2/15
B. Monahan	93 Buckingham Ave	DN15 8NS		14/2/15
K. KRZYZANOWSKI	89 Buckingham	DN15 8NR		14/2/15
B. Krzyzanowski	89Buc Avenue	DN15 8NR		14/2/15
GEORGE ALFORD	87 Buckingham Ave	DN15 8NR		14.2.15
S THOMPSON	75 Buckingham Ave	DN15 8NR		14.2.15
S. Doble	83 Buckingham Ave	DN15 8NR		14.2.15
A Black	79 Buckingham Ave	DN15 8NR		14.2.15
P. McConaghay	77 Buckingham Ave	DN15 8NR		14.2.15
D Richards	73 Buckingham Ave	DN15 8NR		14.2.15
Tim Richards	"	"		14.2.15
AKNIS PAPAS	53 Buckingham Ave	DN15 8NR		14.2.15
J. Langton	51 Buckingham	DN15-8NR		14-2/15
M Langton	51 Buckingham Ave	"		14.2.15
M Weller	45 Buckingham Ave	DN15 8NR		14.2.15
S Weller	45 Buckingham Ave	DN15 8NR		14/2/15
C Johnson	43 Buckingham Ave	DN15 8NR		14.2.15
ADAM	41 Buckingham Ave	DN15 8NR		14/2/15
W. Sherdell	39. Buckingham	DN15 8NR		14.2.15
M. Stone	39 Buckingham	DN15 8NR		14.2.15
S. Austin	41 Buckingham	DN15 8NR		14.2.15
M. W. M. M. M.	31 Buckingham Ave	DN15 8NR		14.2.15
G. Whitehead	97 Buckingham Ave	DN15 8NS		14.2.15
V. Kirk	47 Buckingham Ave	DN15 8NS		15/2/15
C. Kirk	25 Buckingham Ave	DN15 8NR		15/2/15
Urban	22 Buckingham	DN15 8NR		15/2/15
S. Tomlinson	19 Buckingham	DN15 8NR		15/2/15
Jose	14 Buckingham	DN15 "		15/2/15
K. Qualler	9 Buckingham	DN15 8NR		15/2/15
C. Doran	9 Buckingham Ave	DN15 8NR		15/2/15
T. E. F. E. R.	7 Buckingham	DN15 "		15/2/15
G. S. G.	2 Buckingham	DN15 "		15/2/15
S. S. S.	1 Buckingham	DN15 8NR		15/2/15
K. Rivers	14 Buckingham	DN15 8NR		15/2/15
A. Hewson	135 Buckingham	DN15 8NS		15-2-15
K. Hewson	135 Buckingham	DN15 8NS		15-2-15
M. Heald	26 Buckingham	DN15 8NR		15.2.15

APPENDIX J

From: helen kirk <helenkirk97@gmail.com>
To: licensing@northlincs.gov.uk

Date: Thursday, February 05, 2015 11:02PM
Subject: Cafe-Ferry Road/Buckingham Avenue/Licence Application

History: ↗ This message has been forwarded.

I Would like to register my Objection to the Licence Application for the Cafe.
I do not believe an Alcohol licence for extended hours is appropriate for a residential area.
I believe it will bring Anti-social behaviour to our area.
I do not believe it is necessary and does not fit at all with our area of Scunthorpe,
I will be speaking to Neighbours and starting a Petition regarding this Application.

Regards

Helen Kirk
97 Buckingham Avenue
Scunthorpe
North Lincolnshire
DN15 8NS

30 Ferry Road
Scunthorpe
DN35 8QB

Licensing Department
North Lincolnshire Council
Church Square House
Scunthorpe
North Lincolnshire
DN156XQ

RECEIVED
13 FEB 2015

11th February 2015

Re: Scunny Mini Market

I am writing to you after seeing the notice posted on the door of the Scunny Mini Market, 15 Ferry Road, Scunthorpe, DN15 8QG. Firstly I am eager to ask why, when an application for the café was noticed everyone in the area had a noticed posted to their house and when they want to change the licensing for the property, the same thing doesn't happen?

I am against extending the hours of off sales to 24 hours due to the amount of problems I already get because of intoxicated people causing damage to both my property and my vehicle, the wall around my house appears to be a good place for people who have bought alcohol from the shop to consume it and either leave their litter in my garden and/or remove bricks from my wall. We have had a windscreen smashed, and cars scratched and dented. As I have found out from experience Ferry Road and Buckingham Street are common routes for drunks on the way home from the town centre late at night and having an extra place to buy alcohol on the way home early in the morning isn't going to help the situation.

I am also against the on sales selling of alcohol within the café, which effectively turns the café into an early morning public house, if it is allowed to serve alcohol from 6am. I have several reasons for this. The area around the shop is on the main route for people going to and from work in the factories on the other side of Phoenix Parkway, workers leaving work at 6am, 2pm and 10pm would be common customers, this increases the amount intoxicated people around the area where only 15 metres along the road the council have seen fit to have a children's crossing warden because of the amount of children on the way to and from school. The area around shop also suffers with an excess of cars parking badly, there are no double yellow lines or parking controls in the area of the shop. Cars park right up to the corner of Buckingham Street on both sides of the road making it hazardous to pull out on to Ferry Road as it is.

I hope you can take my views into consideration.

Yours Sincerely

David W X Meekin

25 Buckingham Avenue

Scunthorpe

North Lincolnshire

DN15 8NR

To whom this may concern,

We are writing in regards to the licensing application for Scunny Mini Market.

As residents of Buckingham Avenue we would like to take this opportunity to register our concerns in having a shop/café at the end of a quiet residential street providing alcohol 24 hrs a day and also in having a 24 hr eating establishment.

We object to this application on the following grounds:

Prevention of Crime and Disorder –

- The licence which has been applied for will inevitably bring crime and disorder to the area.
- It will lead to customers who are under the influence of drink and drugs visiting the shop/café during unsociable hours
- It is in close proximity to Frodingham road which already has established problems with anti-social behaviour, crime, alcohol fuelled violence and drugs
- There is a high risk which cannot be controlled that this will move these problems to this area.

Public Safety

- Customers who are under the influence of drink and drugs will become more likely to visit this establishment
- Residents of the local area will be at risk from these customers
- Concern that the proprietors will not have the required knowledge, experience or resources to deal with well-established crime and anti-social behaviour relating to alcoholic consumption.

Prevention of Public Nuisance

- Increase in customers
- Increase in cars – parking already an issue of concern due to volume of cars and parking on the corner which restricts access and view
- Increase in litter – already an issue from the current premises in regards to litter and broken glass in immediate vicinity
- Late night volume from customers who are under the influence of drink and drugs in a residential area with families and other vulnerable members of the community

The protection of children from harm

- Children regularly frequent this shop – for example we are the parents of a 2yr old child and regularly use the premises for shopping
- Children walk past the premises daily on way to school, town or other area
- Above reasons of crime and anti-social behaviour will have an impact on the safety of children in the area.

We would also like to mention with regards to the notice that the shop is legally bound to display in a prominent position that I believe was not in such a place.

It was placed in the top right corner of the door and as access to the shop is on a ramp it is very hard to stop and read said notice. It is not in a position which is easy to read by the average person as is required by law.

Buckingham Avenue is a residential street which houses many families, older and vulnerable members of the local community. Whilst we recognise the advantages a café could bring to the area this is outweighed by the negative factors outlined above which form our objection that the granting of a 24 hr licence and late night/early morning refreshments licence will bring.

We hope the licensing committee gives thorough thought to the above issues which are of grave concern to residents of the local community.

Yours Sincerely

Charlotte and Daniel Bennett