

Public Document Pack

NORTH LINCOLNSHIRE COUNCIL

LICENSING (ACTIVITIES) SUB-COMMITTEE

2 September 2021

Chairman: To Be Appointed

Venue: Room F01e
Conference Room,
Church Square House

Time: 10.00 am

E-Mail Address:
matthew.nundy@northlincs.gov.uk

AGENDA

1. Appointment of Chairman.
2. Declarations of disclosable pecuniary interests, personal or personal and prejudicial interests, and significant contact with applicants, objectors or third parties (lobbying), if any.
3. Application for the grant of a premises licence at Scunthorpe Mini Market, Ground Floor, 103 Frodingham Road, Scunthorpe, DN15 7JU (Pages 1 - 66)
4. Any other items which the chairman decides are urgent by reason of special circumstances which must be specified.

NOTES: Enclosed in these papers are –

(a) Information to accompany the notice of hearings, including the procedure to be followed at meetings.

(b) A counter-notice to be completed and returned to either the aforementioned email address or to Church Square House, 30-40 High Street, Scunthorpe by Tuesday 24 August 2021.

(c) All appropriate and available documentation required at the time of notice.

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INFORMATION TO ACCOMPANY NOTICE OF HEARING

In the interests of timely, efficient and cost effective decision making the Authority strongly urges all parties involved in any hearing to ensure that they provide advance disclosure between the parties of any information on which they intend to rely at any hearing. Failure to do so may lead to discussions over the admissibility of such information and/or the adjournment of the hearing.

1. Right of Attendance

A party attending the hearing may be assisted or represented by any person whether or not that person is legally qualified.

2. Representations and Supporting Information

2.1 A party at the hearing shall be entitled to –

- a) give further information in response to the points raised (if any) under point 5 of this information. Any documents upon which you intend to rely should be served with the Counter-notice¹
- b) address the authority, and
- c) if given permission by the authority, question any other party.

2.2 A party who wishes to withdraw any representations they have made may do so -

- a) by giving notice to the Authority no later than 24 hours before the day or the first day on which the hearing is to be held, or
- b) orally at the hearing

3. Failure to attend the Hearing

- a) Where a Party informs the Authority that they do not intend to attend the hearing, then the hearing may proceed in their absence.
- b) Where a party has not so indicated and fails to attend or be represented at the hearing the Authority may –
 - (i) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
 - (ii) hold the hearing in the party's absence.
- c) Where the Authority holds the hearing in the absence of a party, the authority shall consider at the hearing the application, representations or notice made by that party.

¹ Papers served on the day of the hearing will only be considered if all parties to the hearing consent. If the document is particularly long or complex, this may lead to the hearing being adjourned.

- d) Where the Authority adjourns the hearing to a specified date it shall forthwith notify the parties of the date, time and place to which the hearing has been adjourned.

4. Procedure at Hearing

1. Opening remarks and formalities, introduction by the Democratic Services Officer
2. Chairman is elected, opens meeting and explains procedure to parties present
3. Summary of the application by the Licensing Officer
4. Applications (including any applications for supporting persons to be allowed to address the Sub-Committee² and applications for adjournment)
5. Presentation by Applicant (opportunity to present case, call parties in support and produce documents: maximum 20 minutes)
6. Questions (by Members)
N.B³
7. Presentation by Objectors: (opportunity to present case, call parties in support and produce documents: maximum 20 minutes per objector)
 - a) Police
Followed by questions from members
 - b) Other Responsible Authorities
Followed by questions from members
 - c) Interested Parties
Followed by questions from members
8. Clarification of any issues arising by the Licensing Officer
9. Summary by Applicant: maximum 5 minutes
10. Summary by Objectors:
 - a) Police
 - b) Other Responsible Authorities
 - c) Interested Parties
(Maximum 5 minutes per objector)
11. Members withdraw from hearing to consider the matter. (They may call in the Solicitor to help draft reasons for decision. Any other advice must be repeated in open forum)
12. Members return and the decision, including reasons, is announced.

² Regulation 8(2) states that where a party wishes any other person (other than the person he intends to represent him at the hearing) to appear at the hearing, permission must be requested from the authority in the counter notice, for such a person to appear. Details of the name of the person and a brief description of the point or points on which that person may be able to assist the authority in relation to the application, representations or notice of the party making the request, will be required.

³ Regulation 23 states that cross examination by other parties shall not be permitted unless the authority considers that cross-examination is required for it to consider the representations, applications or notice as the case may require

5. Points upon which the authority requires clarification

If the Local Authority wish you to clarify certain points/issues arising from your application/objection this will be indicated under point 7 of the Committee Report.

6. Powers to extend time limits/adjourn the hearing

- a) The relevant parties must notify the Authority if they consider that the time limits set out in the procedure of hearing will not be sufficient.
- b) The Authority may extend the time limits if it believes that it shall be in the public interest to do so and shall forthwith give notice to the parties stating the period of the extension and the reason for it.
- c) The Authority may adjourn a hearing to a specified date or arrange for a hearing to be held on specified additional dates where it considers this to be necessary for its consideration of any representations or notice made by a party.
- d) Where the Authority adjourns the hearing to a specified date or additional dates, the parties must be notified forthwith of the date, time and place to which the hearing has been adjourned.

7. Right to dispense with hearing if all parties agree

- (1) The Authority may dispense with holding a hearing if all relevant persons agree that such a hearing is unnecessary and that they have given notice to the Authority that they consider a hearing to be unnecessary.
- (2) Where all relevant persons agree that a hearing is unnecessary and have given notice of this then the Authority shall forthwith give notice to all parties that the hearing has been dispensed with.

8. Hearing to be in public

- 8.1 The hearing shall place in public, however;
- 8.2 The licensing authority may exclude the public from all or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing, taking place in public.
- 8.3 For these purposes a party and any person assisting or representing a party may be treated as a member of the public.

9. Disruptive behaviour

The authority may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may-

- (a) refuse to permit that person to return, or
- (b) permit him to return only on such conditions as the authority may specify, but such person may, before the end of the hearing, submit to the authority in writing any information, which they would have been entitled to give orally had they not been required to leave.

10. Record of proceedings

The authority shall provide for a record to be taken of the hearing in a permanent and intelligible form and kept for six years from the date of the determination or, where an appeal is brought against the determination of the authority, the disposal of the appeal. **NB** ⁴

⁴ It is the Councils policy to tape record the proceedings of the Licensing sub-committee. Only the open part of the hearing shall be recorded. The tape recording shall then be kept in a secure environment.

COUNTER NOTICE

**LICENSING ACT 2003
APPLICATION TO GRANT A PREMISES LICENCE
SCUNTHORPE MINI MARKET
GROUND FLOOR, 103 FRODINGHAM ROAD, SCUNTHORPE, DN15 7JU**

(please return this counter notice as a matter of urgency)

To: North Lincolnshire Council, Service Manager - Democracy
Church Square House, 30-40 High Street, Scunthorpe, DN15 6NL

From: (Applicant / Responsible Authority / Interested Person) (name and address) (please print)

.....
.....
.....

I confirm that I have received the Notice of Hearing for the meeting on **2 September 2021**, commencing at **10.00am** at **Church Square House, Scunthorpe**, together with a copy of the procedure which is to be adopted at the Hearing.

Please tick box as appropriate

- 1. I shall be attending the hearing
- 2. I shall not be attending the hearing
because ¹.....
.....
.....
- 3. I do not consider a hearing to be necessary
because².....
- 4. I intend to be represented at the hearing
by ³.....(name of representative)

¹ See point 3 of the attached Information
² See point 7 of the attached Information
³ See point 1 of the attached Information

PROCEDURE AT HEARING

1. Opening remarks and formalities, introductions by the Democratic Services Officer.
2. Chairman is elected, opens meeting and explains procedure to all parties present.
3. Summary of the application by the Licensing Officer.
4. Applications and Variation of Procedure (includes applications for supporting persons to be allowed to address the committee, applications for adjournment, applications for extension of time limits and consideration of cross examination).
5. Presentation by Applicant (opportunity to present case, call parties in support and produce documents: maximum 20 minutes).
6. Questions to applicant (by Members).
7. Presentations by Objectors: (opportunity to present case, call parties in support and, produce documents: maximum 20 minutes per objector).
 - a) Police
Followed by Questions by Members
 - b) Other Responsible Authorities
Followed by Questions by Members
 - c) Interested Parties
Followed by Questions by Members
8. Clarification of any issues arising by the Licensing Officer, if required, followed by questions by members if necessary.
9. Summary by Applicant: maximum 5 minutes.

10. Summary by Objectors: maximum 5 minutes per objector.
11. All parties withdraw from the hearing to allow the sub-committee to consider the matter. (They may call in the Solicitor to help draft reasons for the decision. Any other advice must be repeated in open forum. If members need to seek clarification from any party, they will return to the meeting).
12. After consideration, all parties return and the decision, including any conditions and reasons, is announced.
13. All parties are informed of their right and time permitted to appeal the sub-committee's decision.
14. Meeting is closed or, if applicable, the next hearing begins.

NORTH LINCOLNSHIRE COUNCIL

LICENSING (ACTIVITIES) SUB-COMMITTEE

**LICENSING ACT 2003
APPLICATION TO GRANT A PREMISES LICENCE
SCUNTHORPE MINI MARKET
GROUND FLOOR, 103 FRODINGHAM ROAD, SCUNTHORPE, DN15 7JU**

1. OBJECT AND KEY POINTS IN THIS REPORT

1.1 To request that the Sub-Committee determines the application to grant a Premises Licence for Scunthorpe Mini Market. A summary of the application is attached as Appendix A to this report and a copy of the application as Appendix B.

1.2 There have been eight representations received, which have been deemed relevant. Additionally, a petition was received containing 27 signatures. These are detailed in paragraph 4.2. Copies of the representations are attached to this report at Appendices C to K.

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 grant the licence
 - To grant the licence with additional conditions
 - To grant the licence without additional conditions
 - To grant the licence but restrict the licensable activities
 - To grant 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 grant a premises licence for Scunthorpe Mini Market was received on 8 July 2021. A summary of the application is attached at Appendix A and a copy of the application is attached at Appendix B.
- 3.2 Humberside Police have objected to the application on the grounds of:
- The Prevention of Crime and Disorder
 - Public Safety
- A copy of the representation is attached at Appendix C.
- 3.3 Trading Standards have objected to the application on the grounds of:
- The Prevention of Crime and Disorder
 - Public Safety
 - The Protection of Children from Harm

A copy of their representation is attached at Appendix D.

- 3.4 Humberside Fire have responded to the consultation stating that the application is “acceptable”. A copy of their representation is attached at Appendix E.
- 3.5 There have been five representations from other persons which have been deemed relevant, along with a petition containing 27 signatures. The representations are detailed in paragraph 4.2 and are attached to this report as Appendices F to K.

4. OUTCOMES OF CONSULTATION

- 4.1 A copy of an application to grant 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	Objection on the grounds of The Prevention of Crime and Disorder and Public Safety.
Humberside Fire & Rescue Service	“Acceptable”
Health & Safety	No response received
Environmental Protection	No response received
Trading Standards	Objection on the grounds of The Prevention of Crime and Disorder, Public Safety and The Protection of Children from Harm.
Child Protection	No response received
Planning	No response received
Licensing Authority	No response received
Public Health	No response received
Other	Five representations on the grounds of The Prevention of Crime and Disorder and The Prevention of Public Nuisance. Additionally, Licensing have received a petition containing 27 signatures.

- 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.

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 33-42.
- 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 43-49.
- 6.2.3 Representations have been received raising concerns with regard to this objective.

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 50-55.
- 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 56-62.

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 L.

8. OUTCOMES OF INTEGRATED IMPACT ASSESSMENT (IF APPLICABLE)

8.1 Not applicable.

9. RECOMMENDATIONS

9.1 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.

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

DIRECTOR: OPERATIONS

Church Square House
High Street
Scunthorpe
DN15 6NL

Author: Rachael Edwards
Date: 17 August 2021

Background Papers used in the preparation of this report Nil

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Summary of Application (New)

Name of Premises	Scunthorpe Mini Market	Type of Application	Premises Grant
Point Number	Detail		Action
1	Sale of alcohol for consumption off the premises: Monday to Sunday: 07:00hrs to midnight		
2	Opening hours: Monday to Sunday: 07:00hrs to midnight		
3	Conditions – General The applicant has not offered any general conditions.		
4	Conditions – The Prevention of Crime and Disorder The applicant has offered the following conditions: <ul style="list-style-type: none"> • Provision of CCTV to conform with the current Humberside Police Code of Practice • Provision of Burglar Alarm to cover area of sale and storage of alcohol 		
5	Conditions – Public Safety The applicant has offered the following conditions: <ul style="list-style-type: none"> • Premises to be maintained to an acceptable level in accordance with current legislation and safety standards. 		
6	Conditions – The Prevention of Public Nuisance The applicant has not offered any conditions in relation to The Prevention of Public Nuisance.		
7	Conditions – The Protection of Children from Harm The applicant has offered the following conditions: <ul style="list-style-type: none"> • The Premises will operate a proof of age scheme whereby anyone believed to be under 21 shall be asked for proof of age. 		

Summary of Representations/Conditions Requested (Responsible Authorities)

Point Number	Detail	Action
8	<p>Appendix C – Humberside Police</p> <p>Humberside Police have made an objection on the grounds of:</p> <ul style="list-style-type: none"> • The Prevention of Crime and Disorder • Public Safety <p>(due to history, don't want application to go ahead)</p>	
9	<p>Appendix D – Trading Standards</p> <p>Trading Standards have made an objection on the grounds of:</p> <ul style="list-style-type: none"> • The Prevention of Crime and Disorder • Public Safety • The Protection of Children from Harm 	
10	<p>Appendix E – Humberside Fire and Rescue</p> <p>The application is deemed acceptable.</p>	

Summary of Representations/Conditions Requested (Other Persons)

Point Number	Detail	Action
11	<p>Appendix F – Ward Councillors</p> <p>Councillors Yeadon and Ali have submitted a representation. The representation is made on the grounds of The Prevention of Crime and Disorder, The Protection of Children from Harm and The Prevention of Public Nuisance.</p>	
12	<p>Appendix G - Immi Jawaid</p> <p>Immi Jawaid has submitted a representation on the grounds of The Prevention of Crime and Disorder.</p>	
13	<p>Appendix H – Miss Barbara Windley</p> <p>Miss Windley has submitted a representation on the grounds of The Prevention of Crime and Disorder.</p>	
14	<p>Appendix I – David Holland</p> <p>Mr Holland has submitted a representation on the grounds of The Prevention of Crime and Disorder.</p>	
15	<p>Appendix J – Mr Abid Ali Khan</p> <p>Mr Khan has submitted a representation on the grounds of The Prevention of Crime and Disorder and The Prevention of Public Nuisance.</p>	
16	<p>Appendix K – Petition</p> <p>Along with his representation, Mr Khan submitted a representation containing 27 useable signatures.</p>	

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

Point Number	Detail	Action
17	Prevention of Crime and Disorder – pages 6 to 7	
18	Public Safety – page 7	
19	Public Nuisance – pages 9 to 10	
20	Protection of Children from Harm – pages 10 to 12	

Summary of North Lincolnshire Council's Licensing Policy

Point Number	Detail	Action
21	Prevention of Crime and Disorder – pages 33 to 42	
22	Public Safety – pages 43 to 49	
23	Prevention of Public Nuisance – pages 50 to 55	
24	Protection of Children from Harm – pages 56 to 62	

Summary of Other Relevant Information

Point Number	Detail	Action
25	Cumulative Impact Policy – Scunthorpe Town Centre	

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We BARHAM SWARA MAHMOUD

(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description <u>103 FRODINGHAM ROAD</u>			
Post town	<u>SCUNTHORPE</u>	Postcode	<u>DN15 7JU</u>

Telephone number at premises (if any)	
Non-domestic rateable value of premises	<u>£ 5100.00</u>

Part 2 - Applicant details

Please state whether you are applying for a premises licence as Please tick as appropriate

- | | |
|--|-------------------------------|
| a) an individual or individuals * | please complete section (A) ✓ |
| b) a person other than an individual * | |
| i as a limited company/limited liability partnership | please complete section (B) |
| ii as a partnership (other than limited liability) | please complete section (B) |
| iii as an unincorporated association or | please complete section (B) |
| iv other (for example a statutory corporation) | please complete section (B) |
| c) a recognised club | please complete section (B) |
| d) a charity | please complete section (B) |

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

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

<input checked="" type="radio"/> Mr	<input type="radio"/> Mrs	<input type="radio"/> Miss	<input type="radio"/> Ms	Other Title (for example, Rev)
Surname MAHMOUD		First names BARHAM SWARA		
Date of birth	<input type="checkbox"/> I am 18 years old or over	Please tick yes <input checked="" type="checkbox"/>		
Nationality IRAQ				
Current residential address if different from premises address		[REDACTED]		
Post town	Saenthope	Postcode	[REDACTED]	
Daytime contact telephone number		[REDACTED]		
E-mail address (optional)				
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)				

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over		Please tick yes	
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)

Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
06	08	2021

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

DD	MM	YYYY

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

Convenience Store

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

50 max

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

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

Provision of regulated entertainment (please read guidance note 2)

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			<p>State any seasonal variations for indoor sporting events (please read guidance note 5)</p> <p>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 (please read guidance note 6)</p>
Tue			
Wed			
Thur			
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 (please read guidance note 3)</u>	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<u>Please give further details here (please read guidance note 4)</u>		
Tue			<u>State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)</u>		
Wed			<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 (please read guidance note 6)</u>		
Thur					
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 3)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur					
Fri			<u>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</u> (please read guidance note 6)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Day				Outdoors	
Start	Finish			Both	
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Wed			<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)		
Thur					
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance note 4)		
Tue			State any seasonal variations for the performance of dance (please read guidance note 5)		
Wed			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 (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

H

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

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	
				Outdoors	
Day	Start	Finish		Both	
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Wed			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for <u>consumption</u> – please tick (please read guidance note 8)	On the premises	
Day	Start	Finish		Off the premises	<input checked="" type="checkbox"/>
Mon	0700	0000	State any seasonal variations for the supply of alcohol (please read guidance note 5) None	Both	
Tue	0700	0000			
Wed	0700	0000			
Thur	0700	0000		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) None	
Fri	0700	0000			
Sat	0700	0000			
Sun	0700	0000			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name	BARHAM SWARA MAHMOUD	
Date of birth	[REDACTED]	
Address	[REDACTED] Scunthorpe	
Postcode	[REDACTED]	
Personal licence number (if known)	PA0893	
Issuing licensing authority (if known)	SOUTH HOLLAND.	

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	None
Mon	0700	0000	
Tue	0700	0000	
Wed	0700	0000	
Thur	0700	0000	
Fri	0700	0000	
Sat	0700	0000	
Sun	0700	0000	
			<u>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)</u>
			None

M

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

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

b) The prevention of crime and disorder

PROVISION OF CCTV TO CONFORM WITH THE CURRENT HUMBERSIDE POLICE CODE OF PRACTICE

PROVISION OF BURGLAR ALARM TO COVER AREA OF SALE AND STORAGE OF ALCOHOL

c) Public safety

PREMISES TO BE MAINTAINED TO AN ACCEPTABLE LEVEL IN ACCORDANCE WITH CURRENT LEGISLATION AND SAFETY STANDARDS

d) The prevention of public nuisance

None

e) The protection of children from harm

The Premises will operate a proof of age scheme whereby anyone believed to be under 21 shall be asked for proof of age.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. ✓
- I have enclosed the plan of the premises. ✓
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ✓
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ✓
- I understand that I must now advertise my application. ✓
- I understand that if I do not comply with the above requirements my application will be rejected. ✓
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

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

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.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the
--------------------	---

	<p>entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</p> <ul style="list-style-type: none"> The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	[Redacted]
Date	8/7/21
Capacity	Solicitor and deputy authorised agent of the applicant.

For joint applications, signature of 2nd applicant 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 postal address for correspondence associated with this application (please read guidance note 13)	
<p>HETTS SOLICITORS 11 WELLS STREET SCUNTHORPE NORTH LINCOLNSHIRE</p>	
Post town	NORTH LINCOLNSHIRE
Telephone number (if any)	DN15 6HW
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)	
apascoe @ hetts.co.uk	

01424 823287.

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CHIEF CONSTABLE OF HUMBERSIDE POLICE

Applicant

Barham Swara MAHMOUD

Respondent

**STATEMENT OF PC 2249
GARRY STUART CHAPMAN**

Introduction

1. I am PC 2249 Garry Stuart CHAPMAN. I am a Police Constable based in the Licensing Team at Cromwell Road Police Station, Grimsby and am under the direction and control of the Chief Constable of Humberside Police ('the Chief Constable'). My duties include consideration of the impact of crime and disorder and the Chief Constable's response to licensing matters.
2. I have been a Police Constable since 2004. Prior to taking up my current role in the Licensing Team I worked as a risk management officer, managing dangerous offenders in the community. Previous to this I have worked in investigation and various front line roles. I am therefore familiar with problems of alcohol related crime and disorder in both my current and previous roles.
3. The Respondent Barham Swara MAHMOUD applied for a premises licence (alcohol) for 103 FRODINGHAM ROAD, SCUNTHORPE, DN15 7JU. The application was received by Humberside Police on Friday 9th July 2021.
4. The application sets out how Mr MAHMOUD plans to open a

convenience store at the location. The application is for an 'OFF LICENCE' to run from 0700 hours to 0000 daily.

5. Mr MAHMOUD has applied for himself to be the premises licence holder (PLH) and also to hold the position of designated premises supervisor (DPS).

6. I make this statement on behalf of the Chief Constable to formally object to the application for the mentioned premises and is in addition to those papers already served on the authority. The information in this statement is either within my personal knowledge or is taken from files maintained by the Chief Constable.

Background

7. The premises of 103 FRODINGHAM ROAD is situated on the corner of PARKINSON AVENUE and FRODINGHAM ROAD. It was previously used as part of the SOUTHBANK CENTRE.

8. 103 FRODINGHAM ROAD is not currently operated as a convenience store and is also not currently licensed.

9. FRODINGHAM ROAD is predominantly a shopping street that services the large residential areas that surrounds it. FRODINGHAM ROAD currently has in the region of 14 convenience stores many of which are licensed to sell alcohol.

10. FRODINGHAM ROAD is situated in a cumulative impact zone that is in place to tackle alcohol fuelled crime and disorder. The cumulative impact zone was initially put in place due to the night time economy. It is clear that the late hours of a number of convenience stores have become part of and contribute to the night time economy, although it is acknowledged that this did not appear the case at the time the policy was made.

11. Barham Swara MAHMOUD is the holder of a personal licence issues by South Holland district council. Mr MAHMOUD has recently been linked to the DELICJA convenience store on FRODINGHAM ROAD. DELICJA is considered to have been run by Barham Swara MAHMOUD between the middle of 2018 and December 2019
12. In February 2019 BARHAM SWARA MAHMOUD successfully applied to become the licence holder and designated premises supervisor of DELICJA 100-102 FRODINGHAM ROAD, Scunthorpe.
13. During Mr MAHMOUDS management North Lincolnshire Council trading standards carried out a test purchase operation. This was centred on the possession and sale of illicit tobacco by convenience stores around Scunthorpe town centre.
14. At the time of this operation Illicit tobacco was purchased from Delicja. Mr Mahmoud was later successfully prosecuted for offence relating to the sale of illicit tobacco.
15. On the 27th September 2019 Mr MAHMOUD appeared at Humber magistrate's court and pleaded guilty to two offences of - Produce/supply a tobacco product with unit/container not carrying combined health warning. He was fined for these offences.
16. In December 2019 this premises licence was transferred to another unrelated male. This transfer took place as papers were being drafted to seek a review of the licence for DELICJA due to the recent convictions of Mr MAHMOUD. A formal review application was not made at that time due to this transfer.
17. Mr MAHMOUD has clearly previously undermined the licensing objectives relating to both crime and disorder and public safety by his

action of possessing and supplying illicit tobacco.

Submissions

18. The view of the Chief Constable is that this application should be rejected. It is highly likely to undermine the licensing objectives in the future if granted.

19. When any new application is received it is viewed with an open mind and in the majority of cases agreement can be reached. In this case I feel the applicants previous convictions are so serious that he cannot be allowed any opportunity to operate in this way in the future.

20. The Chief Constable requests that the Licensing Committee consider the points made within this statement and requests that they reject the application.

I believe the contents of this statement to be true.

Signature



Dated: 22nd July 2021

REFERENCE: SRU 253339

Trading Standards
Church Square House
Scunthorpe
North Lincolnshire
DN15 6NL

trading.standards@northlincs.gov.uk
01724 297664
www.northlincs.gov.uk

**LICENSING ACT 2003
RESPONSIBLE AUTHORITY REPRESENTATION**

Person making representation:

Karen Woad, Trading Standards Officer, North Lincolnshire Council

Address:

Church Square House, Scunthorpe, DN15 6XQ

Details of Representation:

I am employed by North Lincolnshire Council as a Trading Standards Officer based at Church Square House, Scunthorpe. I have held this position for 24 years. In this capacity, I am authorised to enforce a range of legislation, including, amongst others, the Licensing Act 2003. Part of my duties in relation to the Licensing Act 2003 include acting as the Trading Standards contact for premises licence applications.

On 9th July 2021, I was notified by North Lincolnshire Council Licensing Department that a complete application had been received for the grant of a premises licence in relation to 103 Frodingham Road, Scunthorpe DN15 7JU. The application is in the sole name of Barham Swara Mahmoud.

Trading Standards have had previous dealings with Mr Mahmoud whilst he was the owner of a different convenience store, namely Delicja, 100 Frodingham Road, Scunthorpe.

Over the period from February 2019 to May 2020, Trading Standards received 4 complaints alleging sales of illicit tobacco from the premises whilst Mr Mahmoud was in control. Having received the intelligence about sales of illegal tobacco from these premises, Trading Standards were able to make 2 separate test purchases of illicit cigarettes in November 2019. As a result of these test purchases, on 30th August 2020, Mr Mahmoud pleaded guilty to 2 offences of sales of illicit tobacco and was ordered to pay over £1000 in fines and costs.

Not only is illicit tobacco illegal in Great Britain as it may be counterfeit, duty evaded or non-compliant with packaging and labelling requirements, it is also potentially unsafe in terms of both unknown ingredients and extinguishing properties and attractive to children for its cheap price.

The concern of Trading Standards is that having previously pleaded guilty to sales of illicit tobacco, there is a logical assumption that this may occur again, it may lead to sales of illicit alcohol or sales of alcohol or tobacco to children.

Such concerns undermine the Licensing Objectives of the Prevention of Crime and Disorder, the Protection of Children from Harm and the Protection of Public Safety

In making these submissions, Trading Standards ask that the application to grant a premises licence be rejected at this point until we see how the premises are managed in the future and whether we receive complaints that sales of illicit tobacco are taking place.

Relevant Licensing Objectives:

- | | |
|----------------------------------|-------------------------------------|
| Prevention of Crime and Disorder | <input checked="" type="checkbox"/> |
| Public Safety | <input checked="" type="checkbox"/> |
| Prevention of Public Nuisance | <input type="checkbox"/> |
| Protection of Children from Harm | <input checked="" type="checkbox"/> |

Signed:  ... Print Name: ...Karen Woad.....

Date:29th July 2021.....

Our Ref: FS/EA/S2/SP/002869 (638797)
Date: 28th July 2021

A Pascoe
Hetts Solicitors
11 Wells Street
Scunthorpe
North Lincolnshire
DN15 6HW

apascoe@hetts.co.uk

Dear Sir/Madam

BUSINESS SAFETY

Laneham Street
Scunthorpe
North Lincolnshire
DN15 6JP
www.humbersidefire.gov.uk

The person dealing with this matter is:

Emma Allen

Business Safety Inspector

Tel: 01724 295921

E-Mail: eallen@humbersidefire.gov.uk

**REGULATORY REFORM (FIRE SAFETY) ORDER 2005
LICENSING ACT 2003 - TYPE OF LICENCE
PREMISES LICENCE
NEW APPLICATION (GRANT)
PREMISES: FORMER SOUTHBANK TRAINING 101-103
FRODINGHAM ROAD
SCUNTHORPE
DN15 7JU**

LICENSING ACT 2003

The application and enclosures in relation to the above mentioned premises which were received in this office on the 13th July 2021 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

The prohibition notice in force on this premises by North Lincolnshire Council must continue to be adhered to. If you require further information in relation to the prohibition notice, please contact North Lincolnshire Council.

Exit routes must be kept clear at all material times.

All designated fire resisting doors must conform to current relevant British Standards or equivalent i.e. Fitted with a minimum of 3 fire rated hinges, intumescent heat and cold smoke seals in door edge or frame, and an approved type of self-closing device.

Doors forming part of the means of escape should open in the direction of escape where practical and where the number of person expected to use the door in the event of fire is greater than 60.

Final exit doors should open in the direction of travel, however those which have been permitted to open inwards, shall be kept fastened back in the fully open position during the whole time the public are in the premises.

All final exit doors should be quickly and easily openable in the event of a fire without the use of a key or code.

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

Means of Giving Warning of Fire

The fire alarm system should conform to British Standard 5839: Part 1: 2017.

Emergency Lighting

The emergency lighting system should conform to British Standard 5266: Part 1: 2016.

Fire Fighting Equipment

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

Signage

Satisfactory as indicated on drawing number 1366.01 received on 13th July 2021.

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 (ISBN No. 13: 978 1 85112 815 0)' 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

Emma Allen

FOR THE CHIEF FIRE OFFICER & CHIEF EXECUTIVE

Copy to: Local Authority Licensing
Licensing@northlincs.gov.uk

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Contact: Labour Group Office
Direct Dial: 01724 296357 / 6348 / 6349
E-mail: LabourGroupOffice@northlincs.gov.uk
Our Ref: LY/MA/LGO
Date: 28 July 2021

North Lincolnshire Council

Waste & Public Protection
Licensing Division
North Lincolnshire Council
By email

www.northlincs.gov.uk
Labour Group Office
Church Square House
30-40 High Street
Scunthorpe
North Lincolnshire
DN15 6NL

Dear Sirs,

**RE: SCUNTHORPE MINI MARKET, 103 FRODINGHAM ROAD, SCUNTHORPE,
DN15 7JU**

We are writing to formally object to the application for the granting of a premises license made by Scunthorpe Mini Market, 103 Frodingham Road, Scunthorpe, DN15 7JU.

This area of the Town Ward has particularly high levels of deprivation which makes residents vulnerable to the attraction of cheap alcohol. This can lead to crime and disorder and the associated public safety issues this can bring to local residents.

We have seen apparently underage young people, with cheap drinks, congregating outside the Mosque on Percival Street which is only a few meters from this shop.

The premises more or less back on to the Parkinson Street Mosque. We believe the license would encourage street drinking around the Mosque which would be very disconcerting for children and adults attending the Mosque for prayers 5 times a day. Between 4.45am and 7pm 200 children attend the mosque, Monday to Friday.

There is already an issue with street drinkers across the road at the back of Lidl at the Parkinson Avenue entrance.

This is both a public safety issue and potentially a child protection issue.

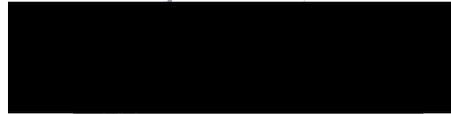
There have also been complaints received from local residents regarding the amount of litter and dumped waste left by customers of the shops in the area.

Both of us as elected members have witnessed huge amounts of litter including bottles and cans in the near vicinity of the shop. We receive numerous contacts each week about fly tipping and excessive litter in this area.

The area appears to be at saturation in terms of licensed premises. With increased competition, there may be a temptation for existing sellers to reduce prices by sourcing products from inappropriate /illegally operating suppliers.

Therefore, we wish to submit our objections to this application.

Yours sincerely,



**CLLR LORRAINE YEADON & CLLR MASHOOK ALI
TOWN WARD**

Objection against premises licence

Mon 26/07/2021 00:51

To: Licensing <Licensing@northlincs.gov.uk>

Dear licensing department,

I am sending this email to you
on behalf of the local mosque/residents of parkinson ave.

A premises licence application has been submitted on the 5th July 2021 to the north lincs Council . The applicants name is Barham Mahmoud and the address in question is situated at 103 Frodingham Road scunthorpe. I have already spoken to the local mosque who have expressed their concerns. Prayers are 5 times a day and mon- fri between 4-45pm-7pm

100+ children aged 5- 12 attend the mosque . As you maybe aware we already have many issues on Frodingham Road and to grant them a premises licence would add further issues. Local residents have already informed me that at the rear of the lidl car park (parkinson Ave) people are already congregating and drinking there . So I would hope that you can understand the concerns of the local residents/mosque if the premises application was granted . I have been contacted by Mrs Akhtar, miss Windley

& Mrs Cattrall all of parkinson avenue.

Also I have been informed that the applicant Mr Barham Mahmoud has previously been prosecuted over the sale of illegal tobacco at a different address on Frodingham Road. There are already several shops which already sell alcohol in the Frodingham Road and nearby vicinity i.e. Lidl boozemaster

Therefore would you please on behalf of your local residents not grant the applicant the premises licence. I have informed my local Town ward councillors about the situation in hand. One final point I'd like to mention is that on 3 occasions I have seen the property with all its shutters down so that the public notice which is up for 28 days cannot be seen . This is a blatant disregard for the public notices act in my opinion

If u require any more information please feel free to call me directly on my mobile:

Kind regards

Immi

on behalf of the following residents
Parvin Akhtar, B Windley, J cantrell &
Islamic centre all of parkinson avenue

[Sent from Yahoo Mail on Android](#)

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licensing application objection



Mon 26/07/2021 08:28

To: Licensing <Licensing@northlincs.gov.uk>

i wish to object to the licencing application for 103 frodingham road scunthorpe.
the main reason for my objection is that there is already a large number of premises in the area where people can purchase alcohol.

granting a licence would provide a further source of alcohol within an area already heavily populated with pubs, nightclubs and retail premises.

anti social behavior and public order offences are already high in this area
over the last 3 years ,22% of crime in this area is for anti social behavior
and 8.3 % are public order offences.

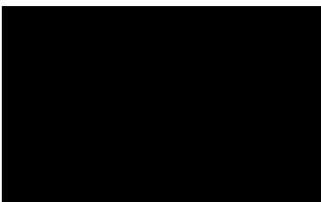
i believe the hours of licence application are excessive and will only add to the problems we already face in this area

also the applicant Mr Barham Swara Mahmoud has already been fined for selling illicit tobacco products at another premises on frodingham road.

so i call into question whether he is a fit and proper person to hold an alcohol licence.

<https://www.northlincs.gov.uk/news/scunthorpe-shop-owners-fined-more-than-9500-for-selling-illicit-tobacco/>

yours sincerely
miss barbara windley



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David Holland



Objection to planned 'Scunthorpe Mini Market 103 Frodingham Road'

I write in relation to the proposed 'Scunthorpe mini market' and what I assume is the application to sell alcohol. I wholeheartedly object to these plans.

We have been operating from the premises at 99 Frodingham road for approximately 40 years and in that time have seen the area deteriorate to levels now that are beyond a joke. Behind our premises we witness drug taking, alcoholism, anti-social behaviour and littering. The alley is frequently littered with smashed alcohol bottles and discarded black bags of rubbish.

We have suffered a drop off in business because of people's unwillingness to venture on to Frodingham road, until now I have been able to ward off potential customers concerns by advising that we were nearer the High St end of Frodingham road so it wasn't that bad. From a solely selfish reason and trying to protect my livelihood and business this is the main reason for my objection.

On Frodingham road there are 18-20 so called Mini Markets, the majority of which sell alcohol. Near to the proposed site of the 'Scunthorpe mini Market' there is also Sainsburys, Lidl, Reena news and Booze at the start of Doncaster road, La Bella off licence at the top of the High St.

My concern is that with such a high number of outlets at which you are able to get cheap alcohol the situation with alcoholics, homeless begging, Drug users/dealers and anti-social behaviour, is only going to be exacerbated.

As with Boozemaster on Frodingham road where Homeless, alcoholics and prostitute's congregate I can see this proposed shop being a meeting ground for them especially with the Alley, Space at the side and rear for people to congregate and the car park of Lidl providing route for quick getaway from authorities/ easy drop off for drug dealers in vehicles, and the already established meeting point for drug takers behind 'The Schnapps Bar'.

As for these 'Mini markets' it doesn't take a genius to work out that for 18-20 to operate, provide income for staff and pay overheads they can't be all making 20p on a bottle of washing up liquid and managing to survive. These shops were raided not so long back and counterfeit cigarettes seized, yet they are still operating?! Just the other day the same sorts of shops were targeted by Police on Ashby High St and more counterfeit cigarettes seized.

From a waste management point of view, we already have an issue with dumping of bags behind said premises by people living above, I am concerned by what I have seen behind other minimarkets on Frodingham Road that the levels of rubbish being dumped/stored behind will only increase making the area even worse, leading to an increase in rats which I've already witnessed.

There is absolutely no requirement for another outlet to sell alcohol in this area and this licence application should definitely not be granted.

Yours Faithfully

David Holland



Mr Abid Ali Khan

Waste & Public Protection
Licensing Division
PO Box 42
Church Square House
Scunthorpe, North Lincolnshire
DN15 6XQ

Thursday 15th July 2021

Re: Application for the grant of a Premises Licence
Name of Premises: SCUNTHORPE MINI MARKET
Situated at: 103 FRODINGHAM ROAD, SCUNTHORPE, DN15 6HW

To whom it may concern:

I would like to take this opportunity to voice my concerns on an application for the aforementioned premises.

I regrettably inform you that I have grave concerns on this application as I believe that the granting of this application will only exacerbate the current problems our community are facing on a daily basis.

It is argued that inevitably our community will experience the following: -

- 1. Prevention of Crime and Disorder** – The area is already suffering from the excess sale of alcohol extensively available with the existing off licence premises within the vicinity. I remind you that on Frodingham Road itself there are approximately 8-10 independent premises that already sell alcohol. On top of this we have Lidl and Sainsbury's within close proximity that also has alcohol for sale, therefore the area does not need another premise to supply and sell alcohol.

As a local resident, I can confirm that there has been an increase of alcohol bottles, alcohol related litter and alcohol related disturbances within our area, which I myself have brought to the attention of the North Lincolnshire Council respectfully via photographic and video evidence.

It is argued that the granting of this licence will encourage excess litter and increase anti-social behaviour, which the Police are fully aware of and are currently exhausting all channels to prevent and tackle.

This application will not discourage crime and disorder and it is argued that it would encourage more negative attention, especially if the premise sells alcohol.

I also bring to your attention that the Police are already battling with the existing shops in respect of counterfeit cigarettes and alcohol. I believe that this premise will follow suit and believe the applicant may be related to others or have affiliation with those that have been convicted of illegal sale of counterfeit cigarettes and alcohol from other premises on Frodingham Road.

2. **Public Safety** – The application does not promote public safety aspect of the licensing objectives as the area has issues with drunks grouping together and causing anti-social behaviour. A matter that the local Police are already aware of and are currently tackling. Sale of alcohol within the area has increased which is argued has contributed to the increase of anti-social behaviour. Another premise selling alcohol will only exacerbate the situation.
3. **Prevention of Public Nuisance** – The application will not prevent public nuisance as mentioned prior matters have only got worse. Having access to another premise that may sell alcohol could lead to further nuisance and encourage anti-social behaviour. The law abiding citizens are already suffering with public nuisance within the area, I am aware of a few reported anti-social behaviour where groups of drunk people have been threatening and intimidating towards community members who are simply walking to the mosque or the local amenities. This will continue to happen if another premise is available to sell alcohol.
4. **Protect Children from Harm** – The application could contribute to exposing children to alcohol causing harm. It is argued if Frodingham Road shops are notoriously known to be an area that sale counterfeit cigarettes and alcohol, then it may be surmised that the shop owners have no regards to protecting children from harm. Counterfeit cigarettes and alcohol are a health risk in itself and having another premise could endanger children profusely.

Lastly, I would like to add that instead of issuing Premises Licences, the Council should do more to tackle and prevent the sales of counterfeit cigarettes and alcohol in the area. There already exists an abundance of shops within Frodingham Road and it is argued that there is no need for yet another shop. The community need the area to be a peaceful one, which they can enjoy and embrace instead of residing in trepidation.

I fully understand that this Representation will be made available to the applicant and included in the Sub Committee's Hearing papers which are publically accessible documents, and any subsequent appeal court proceedings.

I trust this clarifies my position and if further comments or the providing of evidence is required then please do not hesitate to contact me, where I will be more than amenable to be of assistance.

Yours faithfully,


Mr Abid Ali Khan



Petition in objecting to the grant of a Premises Licence

Name of Premises	SCUNTHORPE MINI MARKET
Situated at (Address)	103 FRODINGHAM ROAD, DN15 6HW

We, the undersigned are concerned local community members who object to the Premises Licence for the aforementioned premises. We believe this application is not beneficial to our community and oppose the application respectfully.

No	NAME	ADDRESS	SIGNATURE
1	Id. Campbell		
2	E. Hughes		
3	H. Viller		
4	Mascha		
5	Q. Vercutka		
6	Ruglid		
7	Joyce Canthell		
8	N. TABASSUM		
9	P. Coole		
10	HUSSNARA BEGUM		
11	HEJLU MIATH		
12	JAHAWARA BEGUM		
13	MOLHAMMED SALCH		
14	J. Armand		
15	Afruz Khan		
16	A. Iscom		
17	Musid Khan		
18	NAHEED SALWAT		
19	U. ...		
20	NARUL ANAN		
21	Nader ALI		
22	Samsul Anan		



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No	NAME	ADDRESS	SIGNATURE
1	MR. A. A. KHAN		
2	MR. S-ISLAM		
3	Muhammad Adnan		
4	Sikander Raj		
5	Muhammad Zubair		
6	RUHUL CHOWDHURY		
7	Oliver Nazam		
8	SALEEM RAZA		
9	Rashid Ahmed		
10	JUNAID BLANCO		
11	HARVE KATARIA		
12	NAZAKAT HUSSAIN		
13	AFZAL KHAN		
14	Fardes Sahebdee		
15	M. Khamid		
16	MAMMUD MOHAMMAD		
17	MR. F. Ahmed		
18	MR. Asid. Hussain		
19	Parvin Akhter		
20	ADIL WADH		
21	ABDUL RAHIM		
22	Abu Ullah		

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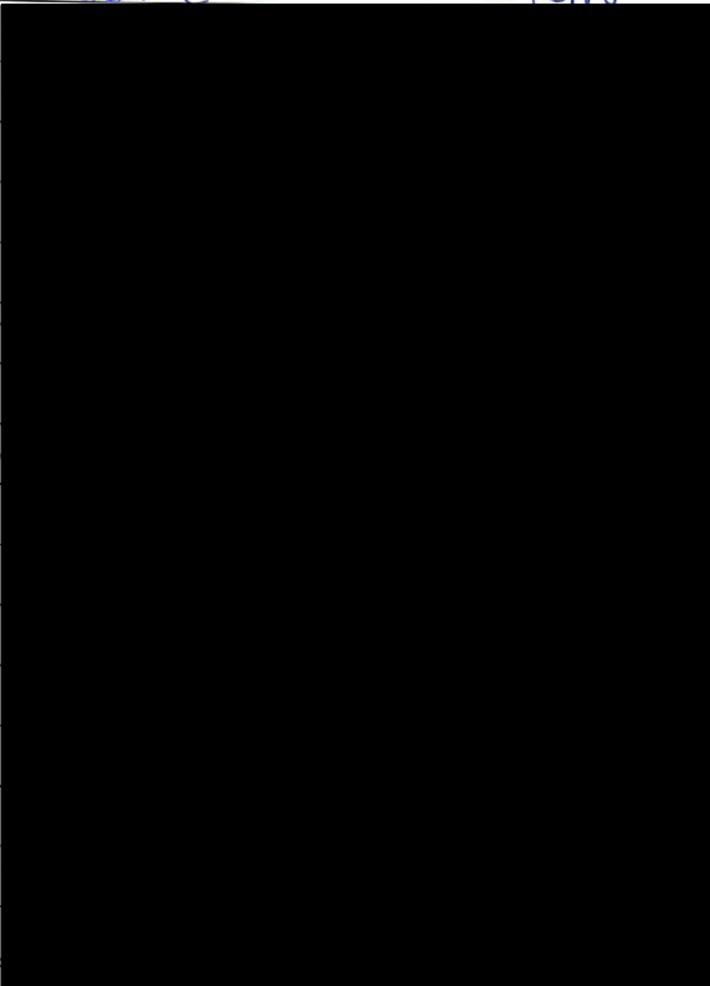
No	NAME	ADDRESS	SIGNATURE
1	ABDUL ROUF		
2	ABDUL MUTALEB		
3	Sadique Kamali		
4	M. N. HASAN		
5	Didar Aram		
6	Amrul Hassan		
7	MUSA GAZI		
8	LOTIFUR RAHMAN		
9	Ibrahim Ali Rabul		
10	Manzur Ali		
11	FULTAR UDDIN		
12	Md. Elias		
13	KHALILUR RAHMAN		
14	FAZLUR RAHMAN		
15	MAZMUL HUDA		
16	M N ASGAR		
17	M. CHOWDHURY		
18	ZAKIR HUSSAIN.		
19	Ruhul Huda md		
20	NAZMUL HUDA		
21	MCHAMUD MIAH		
22	NAZMUL HUDA		

PETITION IN OBJECTING TO THE GRANT OF A PREMISES LICENSE

	NAME	ADDRESS	SIGNATURE
81	NAHEEM MIAH		
82	Jahan Wahed		
83	Zameer HAQUE		
84	Mohammed Mahfuzur Rahman		
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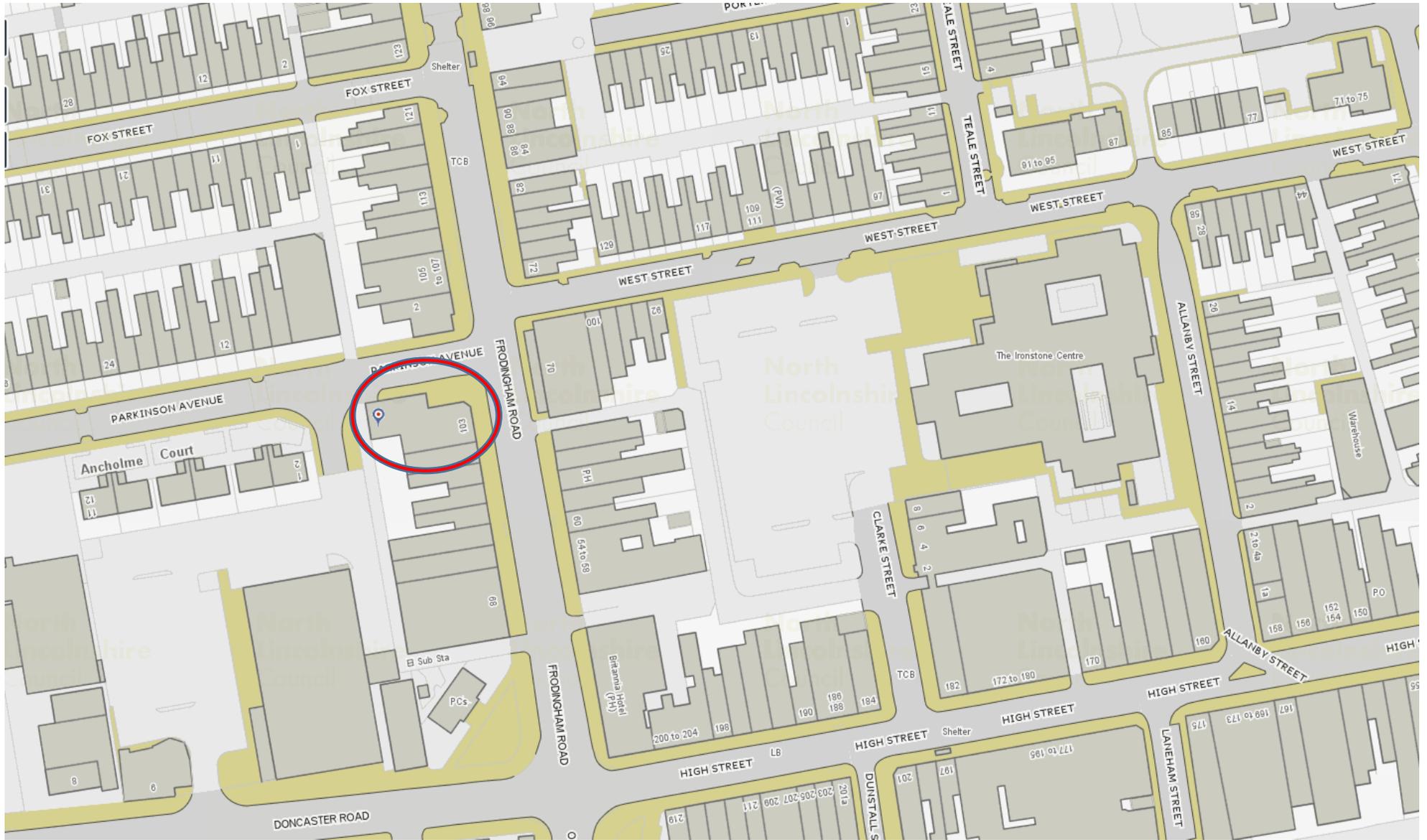
PETITION IN OBJECTING TO THE GRANT OF A PREMISES LICENCE.
 LOCAL COMMUNITY MEMBERS OBJECTING TO THE PREMISES LICENCE.

NAME ADDRESS SIGN

	NAME	ADDRESS	SIGN
52	YOUKUD		
53	Nazim		
54	M.S. RASUL?		
55	MD. HIRON ALI		
56	ABDUL KHAIQUE		
57	OLUR RAHMAN		
58	MUKTAR AU		
59	Mohamed Abdiche		
60	Mashika Mahamud		
61	Syed Ali		
62	IMON ISLAM		
63	Amin Rahman		
64	Mohamed A Kayum		
65	MAHMOOD KHAN		
66	Hafizer Rahman		
67	Mohsin Khan		
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SCHEMATIC MAP 103 FREDERICKS AVENUE DAVIS 6HW
 PETITION IN OBJECTING TO THE GRANT OF A PREMISES LICENSE
 LOCAL COMMUNITY MEMBERS OBJECTING TO THE PREMISES LICENSE.

	NAME	ADDRESS	SIGNATURE
23	Abdul Rahman Khan		
24	Abdullah al mahbas		
25	Fajz		
26	Muhsen Uddin		
27	Aftabur Rahman		
28	Taj Miah		
29	Sateem Ali		
30	Mo Basrudon		
31	JILU MIAH		
32	M. KAKA		
33	Situmid		
34	SHANSAUR RAHMAN		
35	STEIK MURSHU ASHAIS		
36	Ahmed Hossain		
37	ALA-ODDIN		
38	Akmal Fahm		
39	L. Rahim		
40	M. HUDA		
41	A. Rahim		
42	Jakir Hussain		
43	Mohamed Kadir		
44	MD SALEH AHMED		
45	ANSAR KHAN		
46	A. AKSALIN		
47	at 51 boks		
48	Shapur Mahmud		
49	M. Shafiq		
50	S. Hossain		
51			



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