

AGENDA

Regulatory Sub Committee

Date: **Monday 26 September 2016**

Time: **10.00 am**

Place: **Committee Room One, The Shire Hall, St Peter's Square, Hereford, HR1 2HX**

Notes: Please note the time, date and venue of the meeting.

For any further information please contact:

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Agenda for the Meeting of the Regulatory Sub Committee

Membership

Councillor TL Bowes
Councillor DW Greenow
Councillor PJ McCaull

AGENDA

	Pages
1. ELECTION OF CHAIRMAN To elect a Chairman for the hearing.	
2. DECLARATIONS OF INTEREST To receive any declarations of interest by Members in respect of items on the agenda.	
3. APPLICATION FOR THE GRANT OF A PREMISES LICENCE IN RESPECT OF "PAPA JOHNS, 19 COMMERCIAL ROAD, HEREFORD. HR1 2BD" - LICENSING ACT 2003 To consider an application for the grant of a premises licence in respect of Papa Johns, 19 Commercial Road, Hereford. HR1 2BD	11 - 34
4. APPLICATION TO RE-INSTATE AN EXPIRED HACKNEY CARRIAGE VEHICLE LICENCE To decide whether to licence a vehicle outside the standards vehicle licence conditions	35 - 42
5. APPLICATION TO RE-INSTATE AN EXPIRED HACKNEY CARRIAGE VEHICLE LICENCE To decide whether to licence a vehicle outside the standards vehicle licence conditions	43 - 50
6. CONSIDERATION OF A DUAL DRIVER APPLICATION TO CONSIDER WHETHER AN INDIVIDUAL IS A FIT AND PROPER PERSON TO HOLD A DUAL DRIVER LICENCE FOLLOWING REFERRAL FROM OFFICER PANEL. To consider the recommendations of the Officer Panel in relation to a dual driver application	51 - 74

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HEREFORDSHIRE COUNCIL

SHIRE HALL, ST PETERS SQUARE, HEREFORD HR1 2HX.

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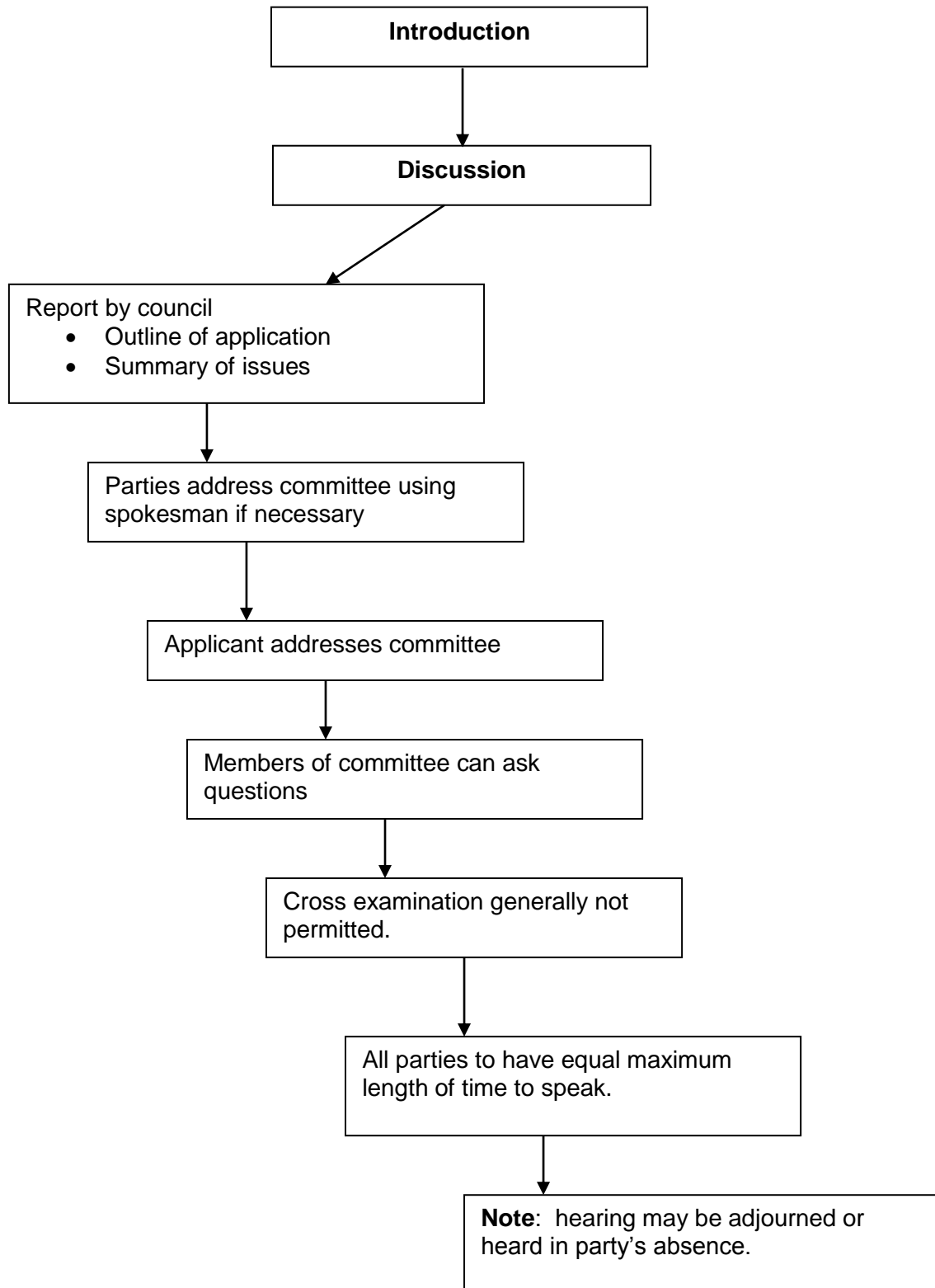
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Licensing Hearing Flowchart





Meeting:	Regulatory Sub-Committee
Meeting date:	Monday 26th September 2016
Title of report:	APPLICATION FOR THE GRANT OF A PREMISES LICENCE IN RESPECT OF “PAPA JOHNS, 19 COMMERCIAL ROAD, HEREFORD. HR1 2BD” – LICENSING ACT 2003
Report by:	EMMA BOWELL – LICENSING TECHNICAL OFFICER

Classification

Open

Key Decision

This is not an executive decision.

Wards Affected

Widemarsh

Purpose

To consider an application for the grant of a premises licence in respect of Papa Johns, 19 Commercial Road, Hereford. HR1 2BD

Recommendation

That:

The Sub-Committee determine the application with a view to promoting the licensing objectives in the overall interests of the local community. They should give appropriate weight to:

- The steps that are appropriate to promote the licensing objectives,
- The representations (including supporting information) presented by all parties,
- The Guidance issued to local authorities under Section 182 of the Licensing Act 2003, and
- The Herefordshire Council Statement of Licensing Policy 2015 - 2020.

Options

1. There are a number of options open to the Sub-Committee:
 - a) Grant the licence subject to conditions that are consistent with the operating schedule accompanying the application and the mandatory conditions set out in the Licensing Act 2003,
 - b) Grant the licence subject to modified conditions to that of the operating schedule where the committee considers it appropriate for the promotion of the licensing objectives and add mandatory conditions set out in the Licensing Act 2003,
 - c) To exclude from the scope of the licence any of the licensable activities to which the application relates,
 - d) To reject the application.

Reasons for Recommendations

2. Ensures compliance with the Licensing Act 2003.

Key Considerations

3. **Licence Application**
The application for a grant of a premises licence has received representation and is brought before the committee for determination.
4. The details of the application are:

Applicant	Devandra Kumar of 194 Kingsway, Hereford. HR1 2BD	
Agent	Danny Hardy, Licensed Trade Legal Services Limited, Regent House, Bath Avenue, Wolverhampton, WV1 4EG	
Type of application:	Date received:	28 Days consultation ended
Grant	02.08.2016	30.08.2016

5. **Summary of Application**

The application requests apply for Late Night Refreshment between
Monday – Sunday
23:00 – 03:00
Opening
11:00 – 04:30

(Applicant has agreed within the consultation period for Late Night Refreshment Monday – Sunday 23:00 – 01:30 to fall in line with planning permission.

6. **Summary of Representations**

A copy of the representations can be found within the background papers.

Representations have been made by:

ONE (1) of the Responsible Authorities (**West Mercia Police**). West Mercia Police have made an outright objection

ONE (1) letter of **support** from members of the public has been received.

7. The matter is therefore brought before Committee for determination.

Community Impact

9. Any decision is unlikely to have any impact on the local community.

Equality duty

10. There are no equality or human rights issues in relation to the content of this report.

Financial implications

11. There are unlikely to be any financial implications for the authority at this time.

Legal Implications

12. The Committee should be aware of a number of stated cases which have appeared before the Administrative Court and are binding on the Licensing Authority.

The case of Daniel Thwaites Plc v Wirral Borough Magistrates' Court (Case No: CO/5533/2006) at the High Court of Justice Queen's Bench Division Administrative Court on 6 May 2008, [2008] EWHC 838 (Admin), 2008 WL 1968943, Before the Honourable Mrs Justice Black.

In this case it was summed up that: -

A licensing authority must have regard to guidance issued by the Secretary of State under section 182. Licensing authorities may depart from it if they have reason to do so but will need to give full reasons for their actions.

Furthermore the Thwaites case established that only conditions should be attached to a licence with a view to promoting the Licensing objectives and that 'real evidence' must be presented to support the reason for imposing these conditions.

This judgement is further supported in the case of The Queen on the Application of Bristol Council v Bristol Magistrates' Court, CO/6920/2008 High Court of Justice Queen's Bench Division The Administrative Court, 24 February 2009, [2009] EWHC 625 (Admin) 2009 WL 648859 in which it was said:

'Licensing authorities should only impose conditions which are necessary and proportionate for the promotion for licensing objectives'.

In addition to this it was stated that any condition attached to the licence should be an enforceable condition.

Right of Appeal

13. Schedule 5 gives a right of appeal which states:

Decision to grant premises licence or impose conditions etc.

- 2 (1) This paragraph applies where a licensing authority grants a premises licence under section 18.
- (2) The holder of the licence may appeal against any decision—
- (a) to impose conditions on the licence under subsection (2)(a) or (3)(b) of that section, or
 - (b) to take any step mentioned in subsection (4)(b) or (c) of that section (exclusion of licensable activity or refusal to specify person as premises supervisor).
- (3) Where a person who made relevant representations in relation to the application desires to contend—
- (a) that the licence ought not to have been granted, or
 - (b) that, on granting the licence, the licensing authority ought to have imposed different or additional conditions, or to have taken a step mentioned in subsection (4)(b) or (c) of that section,
- he may appeal against the decision.
- (4) In sub-paragraph (3) “relevant representations” has the meaning given in section 18(6).

Risk Management

14. There is little risk associated with the decision at this time as the legislation allows a right of appeal to the Magistrates Court.

Consultees

15. All responsible authorities and members of the public living within Herefordshire.

Appendices

- a) Application Form
- b) Police Objection
- c) Letter of Support

Background Papers

None.

Guidance issued under Section 182 of the Licensing Act 2003

Effect of special policies

13.29 The effect of adopting a special policy of this kind is to create a rebuttable presumption that applications for the grant or variation of premises licences or club premises certificates which are likely to add to the existing cumulative impact will normally be refused or subject to certain limitations, following relevant representations, unless the applicant can demonstrate in the operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives. Applicants should give consideration to potential cumulative impact issues when setting out the steps they will take to promote the licensing objectives in their application.

13.30 However, a special policy must stress that this presumption does not relieve responsible authorities (or any other persons) of the need to make a relevant representation, referring to information which had been before the licensing authority

when it developed its statement of licensing policy, before a licensing authority may lawfully consider giving effect to its special policy. If there are no representations, the licensing authority must grant the application in terms that are consistent with the operating schedule submitted.

- 13.31 Once adopted, special policies should be reviewed regularly to assess whether they are needed any longer or if those which are contained in the special policy should be amended.
- 13.32 The absence of a special policy does not prevent any responsible authority or other person making representations on an application for the grant or variation of a licence on the grounds that the premises will give rise to a negative cumulative impact on one or more of the licensing objectives.
- 13.33 Special policies may apply to the impact of a concentration of any licensed premises. When establishing its evidence base for introducing a special policy, licensing authorities should be considering the contribution to cumulative impact made by different types of premises within its area, in order to determine the appropriateness of including different types of licensed premises within the special policy.
- 13.34 It is recommended that licensing authorities should publish contact points in their statements of licensing policy where members of public can obtain advice about whether or not activities should be licensed.

LIMITATIONS ON SPECIAL POLICIES RELATING TO CUMULATIVE IMPACT

- 13.35 A special policy should never be absolute. Statements of licensing policy should always allow for the circumstances of each application to be considered properly and for applications that are unlikely to add to the cumulative impact on the licensing objectives to be granted. After receiving relevant representations in relation to a new application for or a variation of a licence or certificate, the licensing authority must consider whether it would be justified in departing from its special policy in the light of the individual circumstances of the case. The impact can be expected to be different for premises with different styles and characteristics. For example, while a large nightclub or high capacity public house might add to problems of cumulative impact, a small restaurant or a theatre may not. If the licensing authority decides that an application should be refused, it will still need to show that the grant of the application would undermine the promotion of one of the licensing objectives and that appropriate conditions would be ineffective in preventing the problems involved.
- 13.36 Special policies should never be used as a ground for revoking an existing licence or certificate when representations are received about problems with those premises. Where the licensing authority has concerns about the effect of activities at existing premises between midnight and 6am on the promotion of the licensing objectives in a specific area, it may introduce an Early Morning Alcohol Restriction Order (EMRO) if there is sufficient evidence to do so (see chapter 16). The “cumulative impact” on the promotion of the licensing objectives of a concentration of multiple licensed premises should only give rise to a relevant representation when an application for the grant or variation of a licence or certificate is being considered. A review must relate specifically to individual premises, and by its nature, “cumulative impact” relates to the effect of a concentration of many premises. Identifying individual premises in the context of a review would inevitably be arbitrary.
- 13.37 Special policies can also not be used to justify rejecting applications to vary an existing licence or certificate except where those modifications are directly relevant

to the policy (as would be the case with an application to vary a licence with a view to increasing the capacity limits of the premises) and are strictly appropriate for the promotion of the licensing objectives

- 13.38 Every application should still be considered individually. Therefore, special policies must not restrict such consideration by imposing quotas – based on either the number of premises or the capacity of those premises. Quotas that indirectly have the effect of predetermining the outcome of any application should not be used because they have no regard to the individual characteristics of the premises concerned.

[Insert name and address of relevant licensing authority and its reference number (optional)]



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 I, DEVENDRA KUMAR

(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 PAPA JOHNS, 19, COMMERCIAL ROAD, HEREFORD, HEREFORDSHIRE.			
Post town	HEREFORD	Postcode	HR1 2BD
Telephone number at premises (if any)	N/A		
Non-domestic rateable value of premises	£16,000		

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

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

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a
 statutory function or
 a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname KUMAR		First names DEVENDRA [REDACTED]			
I am 18 years old or over				<input checked="" type="checkbox"/>	Please tick yes
Current postal address if different from premises address		[REDACTED]			
Post town		[REDACTED]			
Daytime contact number		[REDACTED]			
E-mail address (optional)		[REDACTED]			

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname N/A			First names N/A		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address		N/A			
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 N/A
Address N/A
Registered number (where applicable) N/A
Description of applicant (for example, partnership, company, unincorporated association etc.) N/A
Telephone number (if any) N/A
E-mail address (optional) N/A

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
3	1	08
2	0	16

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)
 THE LOCK UP, TERRACED, CORNER END PREMISES, CURRENTLY TRADE AS A FRANCHISED PIZZA FAST FOOD TAKE AWAY AND DELIVERY ESTABLISHMENT.THERE ARE NO INDOOR DINING OR RESTAURANT FACILITIES. THE SITE IS SITUATED IN THE HEAVILY RETAIL AND COMMERCIAL AREA ON THE GATEWAY TO HEREFORD'S TOWN CENTRE AND VIBRANT LATE NIGHT ECONOMY.THE APPLICANT IS AN EXPERIENCED FRANCHISE OPERATOR. HE WISHES TO EXTEND HIS CURRENT TRADING AND OPENING HOURS IN ORDER TO PROVIDE A LATE NIGHT REFRESHMENT FACILITY AND COMPETE WITH SIMILAR BUSINESSES, AS THE SITE AND LOCATION IS PRIME FOR HIS TYPE OF OPERATION.THE PROPOSED LAST FOOD ORDER TIME AND THE TIME THE PREMISES CLOSES, GIVES CONSIDERATION TO PREPARATION TIME FOR ANY LATE FOOD ORDERS AND LATE DELIVERIES.

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

N/A

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

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

Provision of regulated entertainment

Please tick any that apply

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

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

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

D

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

E

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

F

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

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	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 3)		
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri			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 5)		
Sat					
Sun					

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

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

NOTHING BEYOND EXISTING HEALTH & SAFETY / FIRE SAFETY ETC REQUIREMENTS.

b) The prevention of crime and disorder

SEE ABOVE, AS THESE LOCK UP PREMISES ARE ALREADY TRADING, THEY ALREADY HAVE CORRECT POLICE SPECIFICATION, INTERNAL AND EXTERNAL CCTV, IMAGES OF WHICH WILL ALWAYS BE RETAINED FOR THIRTY ONE DAYS. CCTV WILL ALSO BE RECORDING AT ALL TIMES, AND THE TIMES AND DATES WILL BE VISIBLE AND ALWAYS ACCURATE. THE PREMISES IS ALSO ALREADY FULLY ALARMED. THE APPLICANT WILL ENSURE THAT TRAINING IN THE USAGE AND CHRONICLED STORAGE OF CCTV WILL BE GIVEN TO ALL STAFF MEMBERS.

c) Public safety

**SEE ABOVE,
ALSO, INTERNAL AND EXTERNAL CCTV ETC.
PREMISES ALREADY HAS A QUALITY, COMMERCIAL, FIRE ALARM SYSTEM AND THE FIRE FIGHTING EQUIPMENT ON SITE IS COVERED BY A MAINTENANCE CONTRACT.
BOTH EMERGENCY LIGHTING AND SMOKE DETECTORS ARE ALREADY INSTALLED.**

d) The prevention of public nuisance

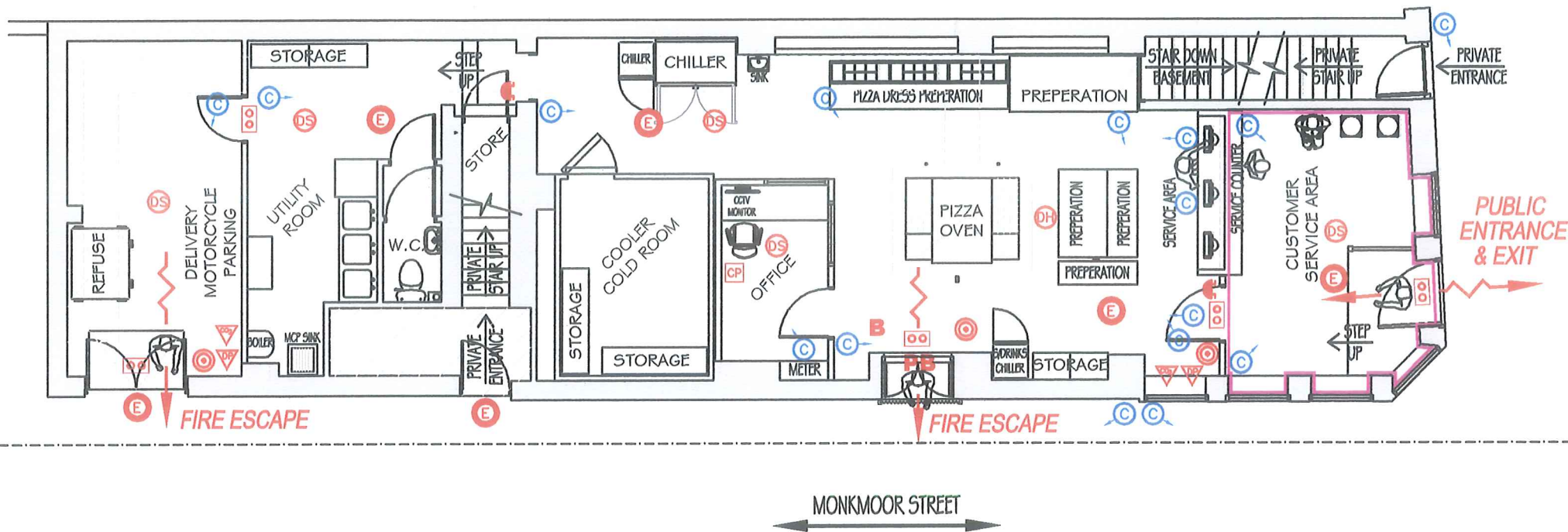
**SEE ABOVE,
INTERNAL AND EXTERNAL CCTV IN PARTICULAR, HAS PROVEN TO BE A MAJOR DETERRENT TO ANTI - SOCIAL BEHAVIOUR IN THIS BUSY AREA OF THE TOWN. DUE TO THE SITE'S LOCATION IN THIS PREDOMINATELY RETAIL AND COMMERCIAL AREA, THERE IS LITTLE TRADE IMPACT ON ANY RESIDENTAL DWELLINGS, HOWEVER SIGNAGE WILL BE DISPLAYED ASKING PATRONS TO LEAVE QUIETLY.
ALL FOOD CARTONS, PACKAGING AND BOXES HAVE THE OUTLET'S LOGO ON THEM SO ARE TRACEABLE TO THE PREMISES. THERE ARE INTERNAL AND EXTERNAL RUBBISH RECEPTICLES AND THERE WILL BE DAILY AND NIGHTLY CHECKS BY THE APPLICANT'S AND THEIR STAFF, TO ENSURE THAT LITTER IS NOT ALLOWED TO ACCUMULATE WITHIN THE FRONTAGE AREA OR THE REAR VICINITY OF THE PREMISES.**

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)



Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



FIRE REGULATION SYMBOLS

- ☐ Exit Boxes
- ☐- Exit Directional Boxes
- ⓔ Escape Lighting Points
- ▽ Fire Exting. Carbon Dioxide
- ▽ Fire Exting. Dry Powder
- ⓓ Auto Fire Smoke detector
- ⓓH Auto Fire Heat detector
- PB Push bar emergency exit
- Ⓞ Fire Alarm Call Points
- 🔊 Audible Warning Device
- B Fire blanket
- CP Control Panel
- ⓐ CCTV Camera
- Extent of Customer area

An electrically operated fire alarm system should comply with BS5839, Part 1:2002. The electrical installation should comply with approved Document P (electrical safety). It is essential that the fire detection and fire alarm systems are properly designed, installed and maintained. Where a fire alarm system is installed, an installation and commissioning certificate should be provided.

The smoke and heat alarm system is to be mains-operated and conform to BS5446, 1:2000 or BS5446, respectively: fire detection and fire alarm devices for dwellings, Part 1 specification for smoke alarms; or Part 2 specification for heat alarms

The emergency lighting installation is to comply with BS5266, Part 1, 2002 and the attention of the design/installing engineer drawn to paragraph 3.1 (construction and records) of BS5266, Part 1, 1988, which requires consultation with the Fire Authority. Firefighting equipment is to conform with BS EN3.

Fire Safety related signs and notices are to conform to BS5499, Part 1, 1990 (incorporating 'running man' symbol on fire exits) and other pictograms as required. Illuminated 'EXIT' signs are to conform to BS2560.



LICENCED Trade Legal Services Ltd			
LTLS LTD, REGENT HOUSE, BATH AVENUE, WOLVERHAMPTON, WEST MIDLANDS, WV1 4EG Tel: 01902 810048 Fax: 01902 810047 Mobile: 07793 315896 email: ltlw_westmids@hotmail.com			
Application		Location	
APPLICATION FOR A PREMISES LICENCE FOR LATE NIGHT REFRESHMENT		Papa Johns 19 Commercial Road Hereford Herefordshire HR1 2BD	
By	Sig.	Date	Rev.
J.S. Uppal		25.07.14	-
Metric Scale	1:100 @ A3	Drwg No.	PAPAJOHNSHER-01

NOT PROTECTIVELY MARKED

West Mercia Police are in receipt of an application for a new premises licence for a location called **Papa Johns, 19 Commercial Road, Hereford**

This is an application for the licensable activity of late night refreshment.

This premises has been operating as a fast food outlet for a minimum of 3 months.

The location of this premises is within an area identified by the licensing authority within their special cumulative impact policy. This policy has been in place for a number of years and is widely available for the public to review. It is contained within the licensing policy of Herefordshire District Council, this creates a rebuttable presumption that new applications (sic) would normally be refused if their granting would impact on this policy.

The view of West Mercia Police is that this application will impact on the policy. In addition the applicant has failed to recognise this special policy and has not demonstrated that there will be no negative impact on the policy. Additionally the applicant has not put forward steps that recognise this special policy and or steps to further promote the licensing objectives

West Mercia Police therefore object to this application

West Mercia Police will provide evidence to support their objection prior to any hearing taking place

Regards

Jim Mooney (on behalf of Ps 3456 Reynolds)
Harm Reduction/Community Safety Dept.,
Licensing & Harm Reduction Coordinator,
Policing Unit - Herefordshire,
West Mercia Police.
DDI 01432 347102
Switchboard '101' x 4702

james.mooney@westmercia.pnn.police.uk
[In Herefordshire we protect people from harm](#)
[#destinationHereford](#)

The information contained is shared under the provisions of the Crime and Disorder Act. It is shared between appropriate agencies for the purpose of reducing and dealing with criminal and anti-social behaviour. Once in the hands of a new agency it is the responsibility of that agency to protect the information under its own Data Protection Provisions.

View our new Warwickshire Police and West Mercia Police websites at:

www.warwickshire.police.uk and www.westmercia.police.uk



Make the difference

For more information about becoming a Special Constable, please visit,

Warwickshire Police:

www.warwickshire.police.uk/specialconstables

West Mercia Police:

www.westmercia.police.uk/specialconstables

FAO Licensing Section

20/08/2016

Comments in support of Papa John's premise licence application.

Dear Sir or Madam

Although not yet on your website we note on the 3rd August 2016 Papa John's made an application for a premise licence to enable them to operate between the hours of 23-00 & 03-00 Monday to Sunday.

We support this application as we believe Commercial Rd is the right place for a late night pizza shop & delivery service to operate rather than in an out of town residential area.

Clearly granting this License may go some way to alleviating amenity problems for residents caused by a near identical operation (Domino's) sited in an out of town residential area that in our opinion should never have been granted a license.

Yours Sincerely

C Griffiths,
M Jones,
S Eastwood,
S Marriott,

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