



Gloucester City Council

Licensing Sub-Committee

**Meeting: Wednesday, 27th April 2022 at 6.00 pm hours in Civic Suite,
North Warehouse, The Docks, Gloucester, GL1 2EP**

Membership:	Cllrs. Williams, Brooker and O'Donnell
Contact:	Democratic and Electoral Services 01452 396126 democratic.services@gloucester.gov.uk

AGENDA

1.	ELECTION OF CHAIR To appoint a Chair for the meeting.
2.	DECLARATIONS OF INTEREST To receive from Members, declarations of the existence of any disclosable pecuniary, or nonpecuniary, interests and the nature of those interests in relation to any agenda item. Please see Agenda Notes.
3.	APPLICATION FOR DETERMINATION (Pages 5 - 58) For members to consider an application by Samy Limited to vary a Premises Licence in respect of 227 Barton Street, Gloucester.

Jon McGinty
Managing Director

Date of Publication: Tuesday, 19 April 2022

NOTES

Disclosable Pecuniary Interests

The duties to register, disclose and not to participate in respect of any matter in which a member has a Disclosable Pecuniary Interest are set out in Chapter 7 of the Localism Act 2011.

Disclosable pecuniary interests are defined in the Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012 as follows –

<u>Interest</u>	<u>Prescribed description</u>
Employment, office, trade, profession or vocation	Any employment, office, trade, profession or vocation carried on for profit or gain.
Sponsorship	Any payment or provision of any other financial benefit (other than from the Council) made or provided within the previous 12 months (up to and including the date of notification of the interest) in respect of any expenses incurred by you carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.
Contracts	Any contract which is made between you, your spouse or civil partner or person with whom you are living as a spouse or civil partner (or a body in which you or they have a beneficial interest) and the Council (a) under which goods or services are to be provided or works are to be executed; and (b) which has not been fully discharged
Land	Any beneficial interest in land which is within the Council's area. For this purpose "land" includes an easement, servitude, interest or right in or over land which does not carry with it a right for you, your spouse, civil partner or person with whom you are living as a spouse or civil partner (alone or jointly with another) to occupy the land or to receive income.
Licences	Any licence (alone or jointly with others) to occupy land in the Council's area for a month or longer.
Corporate tenancies	Any tenancy where (to your knowledge) – (a) the landlord is the Council; and (b) the tenant is a body in which you, your spouse or civil partner or a person you are living with as a spouse or civil partner has a beneficial interest
Securities	Any beneficial interest in securities of a body where – (a) that body (to your knowledge) has a place of business or land in the Council's area and (b) either – i. The total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or ii. If the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you, your spouse or civil partner or person with

whom you are living as a spouse or civil partner has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

For this purpose, "securities" means shares, debentures, debenture stock, loan stock, bonds, units of a collective investment scheme within the meaning of the Financial Services and Markets Act 2000 and other securities of any description, other than money deposited with a building society.

NOTE: the requirements in respect of the registration and disclosure of Disclosable Pecuniary Interests and withdrawing from participating in respect of any matter where you have a Disclosable Pecuniary Interest apply to your interests and those of your spouse or civil partner or person with whom you are living as a spouse or civil partner where you are aware of their interest.

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If the fire alarm sounds continuously, or if you are instructed to do so, you must leave the building by the nearest available exit. You will be directed to the nearest exit by council staff. It is vital that you follow their instructions:

- You should proceed calmly; do not run and do not use the lifts;
- Do not stop to collect personal belongings;
- Once you are outside, please do not wait immediately next to the building; gather at the assembly point in the car park and await further instructions;
- Do not re-enter the building until told by a member of staff or the fire brigade that it is safe to do so.

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Gloucester City Council

Meeting:	Licensing Sub- Committee	Date:	27 April 2022
Subject:	Application to vary a Premises Licence for Samy Limited at 227 Barton Street, Gloucester		
Report Of:	Head of Communities		
Wards Affected:	All		
Contact Officer:	Richard Barnett – Licensing Officer		
	Email: Richard.Barnett@Gloucester.gov.uk	Tel: 396311	
Appendices:	1. Application from Samy Limited		
	2. Current Premises Licence		
	3. Representations from other persons		
	4. Petition		
	5. Agreement with Gloucestershire Constabulary to reduce hours for Retail Sale of Alcohol		

FOR GENERAL RELEASE

1.0 Purpose of Report

- 1.1 To consider an application by Samy Limited to vary a Premises Licence in respect of 227 Barton Street Gloucester. A copy of the application is attached in **Appendix 1**.

2.0 Recommendation

- 2.1 That members:

- (a) Consider the application, any relevant representations, the Licensing Objectives, the Council's Statement of Licensing Policy and National Guidance (Section 182).
- (b) Determine the following steps it considers necessary for the promotion of the licensing objectives:
- To grant the application as applied for,
 - To accept the application and modify the conditions of the licence, by altering or omitting or adding to them,
 - To reject the whole or part of the application

3.0 Background

- 3.1 On 8th March 2022, the Licensing Team received an application from Samy Limited to vary their existing Premises Licence.
- 3.2 The application contained all the requisite documentation including the fee.
- 3.3 It can be confirmed that the application has been advertised (A4 notice displayed on site and a public notice placed in the local newspaper) and that the application has been served on all Responsible Authorities.
- 3.4 The applicant is applying to vary the following licensable activities:-

Licensable Activity	Current Licence	Variation Application
Retail Sale of alcohol	Everyday from 06:00 to 24:00	Everyday from 00:00 to 24:00
The Provision of Late Night Refreshment		Everyday from 23:00 to 05:00

- 3.5 A copy of the current Premise Licence is attached in **Appendix 2**.

4.0 Representations

- 4.1 During the consultation period, the variation application has resulted in 12 representations and one petition being received from other persons. These can be seen in **Appendix 3 and Appendix 4** respectively.
- 4.2 During the consultation process, following discussion with Gloucestershire Constabulary, the applicant has agreed to reduce the times applied for relating to the retail sale of alcohol. The terminal hour has now been agreed to finish at 01:00 everyday and to also include the following condition:

- There shall be no sale of single cans of beer/lager/cider.

- 4.3 A copy of the agreement with Gloucestershire Constabulary can be seen in **Appendix 5**.

5.0 Conclusions

- 5.1 Members are referred to the options at 2.1(a) and (b) of this report.

6.0 Financial Implications

- 6.1 There are no direct financial implications attached to the recommendations in this report. However, Members are advised that the applicant has a right of appeal against any decision to refuse the grant of their application. At any such appeal costs may be awarded against the Council on a successful appeal if the Council has not acted reasonably.

(Financial Services have been consulted in the preparation this report.)

7.0 Legal Implications

- 7.1 The Licensing Sub-Committee is asked to determine this application with a view to the promotion of the Licensing Objectives which are:
- The prevention of Crime and Disorder
 - Public Safety
 - The prevention of Public Nuisance
 - The protection of Children from Harm
- 7.2 In making its decision, the Sub-Committee is also obliged to have regard to national guidance (Section 182) and the Council's own Licensing Policy.
- 7.3 The Sub-Committee must also have regard to the representations made and the evidence it hears and also be satisfied that:-
- the application is properly made.
 - the application has given proper notice.
 - The applicant has satisfied the advertising requirements.
- 7.4 The Sub-Committee has powers to decide on either of the options set in paragraph 2.1 (b) of this report.
- 7.5 For the purposes of determining an application, a "relevant representation" means a representation which:
- (a) Is relevant to one or more of the licensing objectives.
 - (b) Is made by a responsible authority or other persons within the prescribed period.
 - (c) Has not been withdrawn.
 - (d) If having been made by a person who is not a responsible authority, that they are not in the opinion of the Licensing Authority frivolous or vexatious.
- 7.6 In deciding what action, if any, it should take, the Sub-Committee Members must direct their minds to the causes and concerns which the relevant representations identify. Any action should generally be directed to these causes and should always be no more than is a necessary and proportionate response. In particular, any detrimental financial impact of the Sub-Committee decision must be necessary and proportionate.
- 7.7 The Sub-Committee is required to have regard to the most up to date version of the Home Secretary's Guidance when making its decision. However, the Guidance does not cover every possible situation, so long as Guidance has been followed properly and reason carefully understood, the Sub-Committee may depart from it if they have to do so. Full reasons must be given for any departure from the Home Secretary's Guidance.

7.8 Following the case of Daniel Thwaites v Wirral Borough Magistrates Court 2008
The Sub-Committee needs to avoid:

- Speculating of what might happen in the absence of evidence that harm would or could happen.
- Not paying attention to Government Guidance where failing to follow it requires good reasons to be given.
- Modifying Imposing conditions that do not promote the licensing objectives.

7.9 Where the Sub-Committee determines an application it must notify the following of its decision, and the reasons for it :

- The applicant.
- The 'responsible authority' who made the relevant representation.
- Other persons

7.10 The Sub-Committee has its own procedure for determining applications.

7.11 In considering the application, the Sub-Committee is solely performing the role of the Licensing Authority. The Sub-Committee sits in a quasi-judicial capacity and must act impartially. It must offer a fair and unbiased hearing of the application.

7.12 There is a right of appeal to the Magistrates Court.

(One Legal have been consulted in the preparation this report.)

8.0 Risk & Opportunity Management Implications

8.1 There is a right of appeal to the Magistrates Court should an inappropriate or unreasonable decision be made and the potential for costs to be awarded against the Council on successful appeal if the Council has not acted reasonably.

9.0 People Impact Assessment (PIA):

9.1 The Screening Stage considered risks to licence holders in the areas of gender, disability, age, ethnicity, religion, sexual orientation or community cohesion.

9.2 The PIA Screening Stage was completed and did not identify any potential or actual negative impact, therefore a full PIA was not required.

10.0 Other Corporate Implications

Community Safety

10.1 None at this stage

Sustainability

10.2 None at this stage

Staffing & Trade Union

10.3 None at this stage

Background Papers : Gloucester City Council Licensing Hearing Procedure

Published Papers : Licensing Act 2003
Licensing Act 2003 (Hearings) Regulations 2005 Gloucester
City Council Licensing Policy Statement Home Secretary
(Home Office) Guidance issued under section 182
Daniel Thwaites v Wirral Borough Magistrates Court (2008)



Gloucester
Application to vary a premises licence
Licensing Act 2003

For help contact
heretohelp@gloucester.gov.uk
 Telephone: 01452 396396

* required information

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

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

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

Are you an agent acting on behalf of the applicant?

Yes No

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

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

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

Is the applicant:

Applying as a business or organisation, including as a sole trader
 Applying as an individual

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

Applicant Business

Is the applicant's business registered in the UK with Companies House? Yes No

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

Registration number

Business name

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

VAT number

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

Legal status

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

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

Agent Business

Is your business registered in the UK with Companies House? Yes No

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

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

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APPLICATION DETAILS

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

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

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

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable value of premises (£)

49,500

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VARIATION

Do you want the proposed variation to have effect as soon as possible?

Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

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

Describe Briefly The Nature Of The Proposed Variation

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.

The premises is a convenience store located at 227 Barton Street, Gloucester, GL1 4JE.

The variation is to do the following:

1. To extend the hours for the sale of alcohol to 24 hours daily.
2. To allow the provision of late night refreshment between the hours of 2300 and 0500 daily.
3. To remove the conditions listed under Annex 2 & 3.
4. To include in Annex 2 the conditions in boxes b to e of Section 16 of the application.

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes No

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PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes No

Continued from previous page...

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PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes No

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

[See guidance on regulated entertainment](#)

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Continued from previous page...

The provision will take place inside the premises but customers may leave the premises with items purchased.

State any seasonal variations.

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

Non standard timings. Where the premises will be used for the provision of late night refreshment at different times from those listed above, list below.

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

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SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption?

- On the premises Off the premises Both

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

State any seasonal variations.

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

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

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

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ADULT ENTERTAINMENT

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

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

NA

Continued from previous page...

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

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

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

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

Continued from previous page...

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

The conditions listed under Annex 2 & 3.

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

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

The premises licence was returned as part of a transfer application.

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LICENSING OBJECTIVES

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

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

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

b) The prevention of crime and disorder

1. A digital CCTV system will be installed, or the existing system maintained, such system to be fit for the purpose.
2. The CCTV system shall be capable of producing immediate copies on site. Copies of recordings will either be recorded digitally on to CD/DVD or other equivalent medium.
3. Any recording will be retained and stored in a suitable and secure manner for a minimum of 31 days and shall be made available, subject to compliance with Data Protection legislation, to the police for inspection on request.
4. The precise positions of the camera may be agreed, subject to compliance with Data Protection legislation, with the police from time to time.
5. The system will display, on any recording, the correct time and date of the recording.
6. The CCTV system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.
7. An incident book/register shall be maintained to record:
- all incidents of crime and disorder occurring at the premises

Continued from previous page...

- details of occasions when the police are called to the premises

This book/register shall be available for inspection by a police officer or other authorised officer on request.

8. There shall be no self-service of spirits except for spirit mixtures.

c) Public safety

There will at all times be adequate levels of staff maintained at the premises. Such staff levels will be disclosed, on request, to the licensing authority and police.

d) The prevention of public nuisance

Adequate waste receptacles for use by customers shall be provided in and immediately outside the premises.

e) The protection of children from harm

1. The premises licence holder will ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form of identification that complies with any mandatory condition that may apply to this licence.

2. Signage informing customers of the age verification policy adopted at the premises will be prominently displayed.

3. All staff engaged or to be engaged in the sale of alcohol on the premises shall receive training in age restricted sales.

Induction training must be completed and documented prior to the sale of alcohol by the staff member.

Refresher/reinforcement training must be completed and documented at intervals of no more than 6 months.

Training records will be available for inspection by a police officer or other authorised officer on request.

4. All cashiers shall be trained to record refusals of sales of alcohol in a refusals book/register. The book/register will contain:

- details of the time and date the refusal was made;
- the identity of the staff member refusing the sale;
- details of the alcohol the person attempted to purchase.

This book/register shall be available for inspection by a police officer or other authorised officer on request.

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NOTES ON REGULATED ENTERTAINMENT

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In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

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PAYMENT DETAILS

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

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

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

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

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

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

DECLARATION

I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the

Continued from previous page...

* licensing act 2003, to make a false statement in or in connection with this application.

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

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

* Full name

* Capacity

* Date / /
dd mm yyyy

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

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

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

IT IS AN OFFENCE, 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.

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

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

Schedule 12 Part A

Regulation 33, 34

Premises Licence

Premises Licence Number	2200011T-GLPRMV
--------------------------------	------------------------

Part 1 – Premises Details

Postal address: Samy Limited 227 Barton Street Gloucester GL1 4JE
--

Telephone number	01452 368330
-------------------------	--------------

Where the licence is time limited the dates Not applicable
--

Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities
Sale of Alcohol Everyday 06:00 - 24:00

The opening hours of the premises
Everyday 00:00 - 24:00

Where the licence authorises supplies of alcohol whether these are on and / or off supplies
Alcohol is supplied for consumption off the Premise

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Samy Limited
73-75 Corporation Road
Middlesbrough
TS1 1LY

Registered number of holder, for example company number, charity number (where applicable)

Company or Charity Number [REDACTED]

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Srinivasa Talari
[REDACTED]

Business Telephone Number: 01452 368330

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

07/00568/LAPER

Licensing Authority: Crawley Borough Council

SIGNED:



Licensing Team Leader

Date Licence First Granted 3 September 2005

Date of Issue: 21 February 2022

Issuing Authority:

The District of Gloucester City Council, PO Box 3252, Gloucester, GL1 9FW

Annex 1 – Mandatory conditions

Where licence authorises supply of alcohol

No supply of alcohol may be made under this licence

- a. at a time when there is no designated premises supervisor in respect of this licence, or
- b. at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended

Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.

Below Cost Ban

A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

For the purposes of the condition set out in paragraph 1 -

(a) 'duty' is to be construed in accordance with the Alcoholic Liquor Duties Act 1979

(b) 'permitted price' is the price found by applying the formula -

$$P = D + (D \times V)$$

where -

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) 'relevant person' means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) 'relevant person' means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) 'value added tax' means value added tax charged in accordance with the Value Added Tax Act 1994

Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by the sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Age Verification Policy

- (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request before being served alcohol, identification bearing their photograph, date of birth and either -
 - a) A holographic mark, or
 - b) An ultraviolet feature

Annex 2 – Conditions consistent with the Operating Schedule

1. The licence holder will ensure that the premises benefit from a CCTV system that operates at all times when licensable activities are taking place.
2. The system will incorporate a camera covering each of the entrance doors and the main alcohol display area and will be capable of providing an image which is regarded as identification standard. The precise positions of the cameras may be agreed, subject to compliance with Data Protection legislation, with the police from time to time.
3. The system will incorporate a recording facility and any recording shall be retained and stored in a suitable and secure manner for a minimum of 30 days and shall be made available, subject to compliance with Data Protection legislation, to the police for inspection on request.
4. The system will be able to export recorded images to a removable means, e.g. CD/DVD, and have its own software enabled to allow playback/review.
5. A member of staff trained in the use of the CCTV system shall be available at the premises at all times that the premises are open to the public.
6. The system will display, on any recording, the correct time and date of the recording.
7. An incident register shall be maintained at the premises recording:
 - All incidents of crime and disorder occurring at the premises;
 - Details of occasions when the police are called to the premises.

This register will be available for inspection by a police officer on request.
8. The applicant will at all times maintain adequate levels of staff and security. Such staff and security levels will be disclosed, on request, to the licensing authority and police.
9. Signage will be displayed at the exit of the premises requesting customers leaving the premises late at night to do so quietly and with consideration so as not to disturb nearby residents.
10. All staff engaged or to be engaged in the sale of alcohol on the premises shall receive the following training in age restricted sales:
11. Induction training which must be completed and documented prior to the sale of alcohol by the staff member.
12. Refresher/reinforcement training at intervals of no more than 6 months.
13. Training records will be kept at the premises available for inspection by a police officer on request.

14. A system will be in place to maintain the quality of the recorded image and a complete audit trail maintained.

- Notices informing customers of the operation for the system shall be prominently displayed.
- No free-standing stacks of alcohol to be on display within 5 metres of a store entrance.

The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.

15. All cashiers shall be trained to record refusals or sales of alcohol in a refusals register. The register will contain:

- Details of the time and date the refusal was made;
- The identity of the staff member refusing the sale;
- Details of the alcohol the person attempted to purchase.

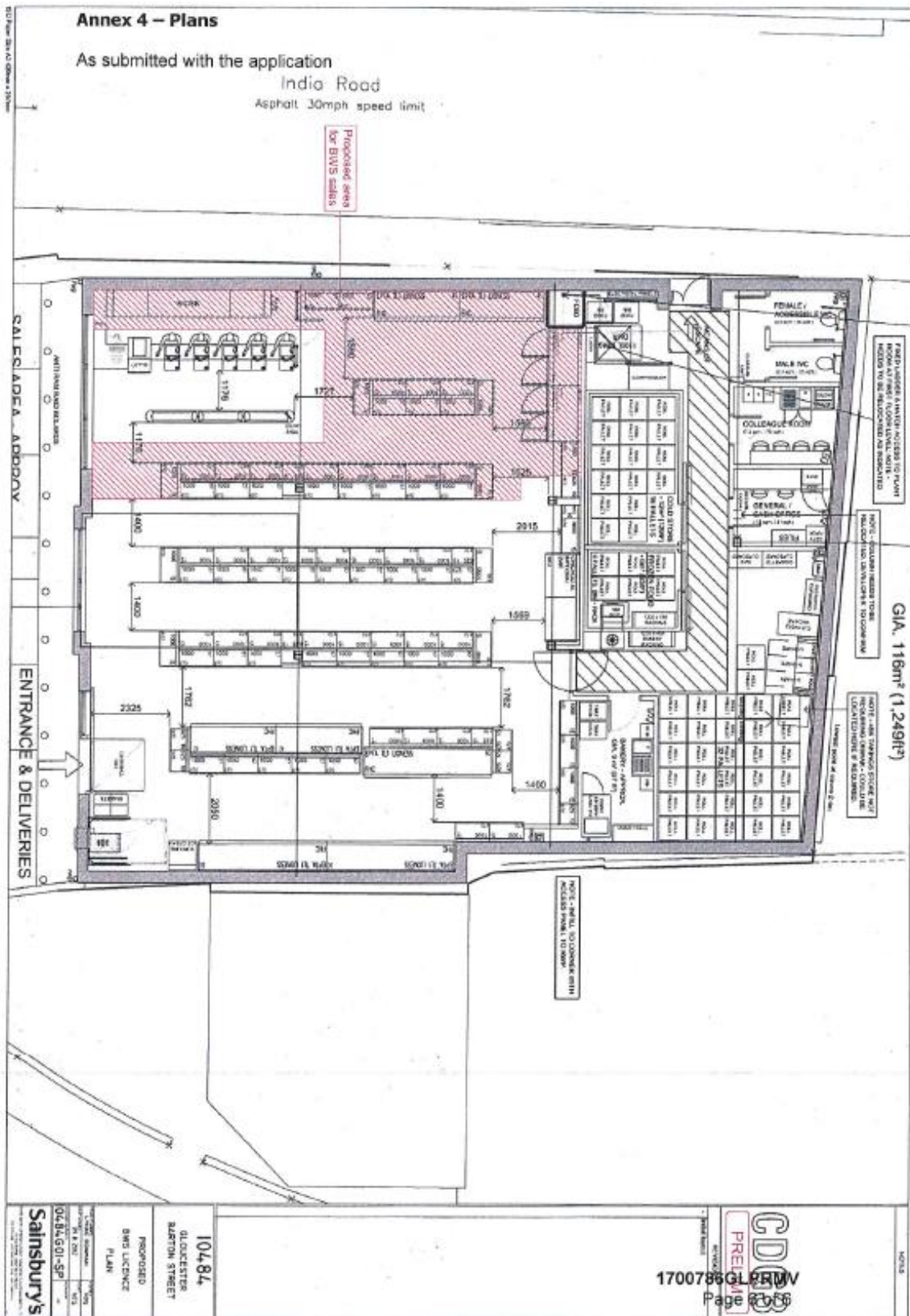
This register will be available for inspection by a police officer on request.

Annex 3 – Conditions attached after a hearing by the licensing authority

1. Alcohol shall only be displayed in the area hatched on the plan provided and on two plinths marked 'X' on the plan, such area being at least 5 metres from the entrance/exit.
2. Spirits shall only be displayed behind the serving counter.

Annex 4 – Plans

As submitted with the application



Gloucester City Council
PO Box 3252
Gloucester
GL1 9FW

Tel 01452 396396
Email cityimprovement@gloucester.gov.uk
www.gloucester.gov.uk

2200011T-GLPRMV
Page 6 of 6

Part B Premises Licence Summary

Premises Licence Number	2200011T-GLPRMV
--------------------------------	------------------------

Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code	
<p>Samy Limited 227 Barton Street Gloucester GL1 4JE</p>	
Telephone number	01452 368330

Where the licence is time limited the dates
Not applicable

Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities		
Sale of Alcohol	Everyday	06:00 - 24:00

The opening hours of the premises		
Everyday	00:00 - 24:00	

Where the licence authorises supplies of alcohol whether these are on and / or off supplies
Alcohol is supplied for consumption off the Premise

Name, (registered) address of holder of premises licence
<p>Samy Limited 73-75 Corporation Road Middlesbrough TS1 1LY</p>

Registered number of holder, for example company number, charity number (where applicable)
<p>Company or Charity Number 03261722</p>

Name, designated premises supervisor where the premises licence authorises for the supply of alcohol

Srinivasa Talari

State whether access to the premises by children is restricted or prohibited

SIGNED:



Licensing Team Leader

Date Licence First Granted

3 September 2005

Date of Issue:

21 February 2022

Issuing Authority:

The District of Gloucester City Council, PO Box 3252, Gloucester, GL1 9FW

Archived: 12 April 2022 13:29:11
From: [Darren Mountford](#)
Sent: Tue, 22 Mar 2022 08:17:17
To: [Richard Barnett](#)
Subject: FW: Re budgets 24 hrs alcohol sales licence
Importance: Normal
Sensitivity: None

From: Sajid Patel <sajid.patel@gloucester.gov.uk>
Sent: Monday, March 21, 2022 10:27 PM
To: Darren Mountford <Darren.Mountford@gloucester.gov.uk>
Cc: Ismael Rhyman <Ismael.Rhyman@gloucester.gov.uk>
Subject: Fwd: Re budgets 24 hrs alcohol sales licence

Hi Darren

Please see objection email below from a constituent. Is the city council licencing email address not working ?

Thanks
Saj

From: Anisa Patel [REDACTED]
Sent: Monday, March 21, 2022 10:07:57 PM
To: licensing@gloucestershire.gov.uk <licensing@gloucestershire.gov.uk>
Cc: Sajid Patel <sajid.patel@gloucester.gov.uk>; licensing@gloucestershire.gov.uk <licensing@gloucestershire.gov.uk>
Subject: Re budgets 24 hrs alcohol sales licence

CAUTION: This email originates from outside the organisation. Do not click links or open attachments unless you trust the sender and know the contact is safe. Contact IT if in doubt

To whom it may concern,

I understand that budgens on India road Gloucester has requested a licence be granted for extended hours of alcohol sales from 12am to 12am.

Barton st already has a number of establishments selling alcohol the area has significant issues already with late night anti social behaviour and this establishment selling alcohol at all hours would only fuel further issues.

What possible good would come from having this licence extended? Residents of Barton and tredworth require responsible retailers in this area not retailers who are interested in selling alcohol at all hours which will increase anti social behaviour in a residential area.

If budgens is granted this licence it will benefit no one but budgens the community will not benefit and has more to lose.

If budgens cared about the health and welfare of the community they served they might look to have a bakery or coffee shop attached to the shop not extended alcohol sales. Where is their corporate social responsibility to the community they have based themselves in?

I trust the above will be considered as part of the licensing process and that this license will not be granted based on the concerns raised here.

Kind regards

Anisa patel

Sent from my iPhone

Archived: 12 April 2022 13:29:14
From: [Licensing](#)
Sent: Mon, 14 Mar 2022 13:17:54
To: [Richard Barnett](#)
Subject: FW: Budgens
Importance: Normal
Sensitivity: None

From: Here to Help <HeretoHelp@gloucester.gov.uk>
Sent: Monday, March 14, 2022 12:31 PM
To: Licensing <Licensing@gloucester.gov.uk>
Subject: FW: Budgens

Hello,

Thanks for getting in touch. Your comments have been passed on to the licensing team. They may get in touch with you if needed. If we can be of any further assistance, please do not hesitate to contact us.

We would like to hear about the service you have received, especially with the changes presented due to Covid-19.

We welcome any feedback you have and ask you take the time to complete our [short online survey](#).

Please note there will be no personal data taken, making your responses anonymous.

We appreciate you taking the time complete this form.

Kind Regards

Tahreem
Customer Services Officer

Communities
Gloucester City Council
Shire Hall
Westgate Street
Gloucester, GL1 2TG

www.gloucester.gov.uk

The content of this email and any related emails do not constitute a legally binding agreement and we do not accept service of court proceedings or any other formal notices by email unless specifically agreed by us in writing.



Support your community,
up to 60% from each ticket
goes to local good causes
www.gloucesterlottery.co.uk



From: Emma larkman [REDACTED]
Sent: 12 March 2022 19:26
To: Here to Help <HeretoHelp@gloucester.gov.uk>
Subject: Budgens

CAUTION: This email originates from outside the organisation. Do not click links or open attachments unless you trust the sender and know the contact is safe. Contact IT if in doubt

Hello

I understand that Budgens in Barton Street have applied for a longer license to sell alcohol. I wasn't sure who to contact as I oppose this. The area has plenty of outlets that sell alcohol and Budgens is already open selling it until late as it is.

People with alcohol problems don't need the added ability to buy in the early hours. I've lived nearby for about 14 years and on several occasions in more recent years have had to swerve to avoid people drunk or / and on drugs and being asked for money and cigarettes. With communities starting to recover from the pandemic it seems ridiculous to have all night sales of alcohol that may lead to more public nuisance and the safety of the most vulnerable in the area. I notice that unlike Sainsbury's, the previous occupants of this site, there is no security person at the door or in the store. The new team that run Budgens deserve to have the opportunity to succeed but I believe there are many potential incidences that they aren't aware of particularly if they have moved to the area for this venture. Local children and young adults don't need another congregation area especially in light of fatal attacks within such a short distance in the last few years. Please consider refusing this application

From: [Licensing](#)
Sent: Wed, 23 Mar 2022 15:36:44
To: [Richard Barnett](#)
Subject: FW: Budgens Barton Street Gloucester
Importance: Normal
Sensitivity: None
Archived: 12 April 2022 13:29:18

-----Original Message-----

From: E Musaji [REDACTED]
Sent: Wednesday, March 23, 2022 3:25 PM
To: Licensing <Licensing@gloucester.gov.uk>
Cc: Licensing <Licensing@gloucester.gov.uk>
Subject: Budgens Barton Street Gloucester

CAUTION: This email originates from outside the organisation. Do not click links or open attachments unless you trust the sender and know the contact is safe. Contact IT if in doubt

To whom it may concern,

I've recently read and heard regarding Budgens applying for 24/7 Alcohol sales, I have lived behind the Sainsburys store since January 2019 and have seen with my own eyes the state of the area in terms of Alcohol Abuse, Drug Abuse and Flytipping. From the moment I drop my daughter to Nursery, upon return and also the evenings where I am out and about in the area I have witnessed this and this is not acceptable for myself, good people of the community and children to see this sort of abuse taking place, if you have a walk around the area there are cans and bottles all over the area where people throw there cans and the worst is where when the weather gets better like now, people are lining the streets drinking away and screaming and shouting, also crossing the road around here is an accident waiting to happen, there will also be an increase in drink driving as alcohol will be available to those leaving the nightlife area to access more alcohol. I've also witnessed neighbors very easily accessing the store and buying big cartons of alcohol and drinking all night leaving music on all night or screaming and shouting in the early hours. I really hope you can understand the situation here and what it's like to live around this abuse.

Ebrahim Musaji

Archived: 12 April 2022 13:29:23
From: [Licensing](#)
Sent: Fri, 1 Apr 2022 08:07:17
To: [Richard Barnett](#)
Subject: FW: Application for 24 hour alcohol license at Budgens Barton Street
Importance: Normal
Sensitivity: None

From: Natasha Frootko [REDACTED]
Sent: Thursday, March 31, 2022 7:37 PM
To: Licensing <Licensing@gloucester.gov.uk>
Subject: Application for 24 hour alcohol license at Budgens Barton Street

CAUTION: This email originates from outside the organisation. Do not click links or open attachments unless you trust the sender and know the contact is safe. Contact IT if in doubt

I oppose the proposal from Sany Limited (Budgens) on Barton Street to have a 24 hour license to serve alcohol.

The level of ASB, Street drinking, loitering, noise and litter issues will be dreadful and really affect all of the community living in the area.

There are many issues in the Barton and Tredworth area already which all revolve around alcohol and alcohol dependency. Why would they think it appropriate to sell it 24 hours a day.

This would be a great error if it was granted. It is of no benefit to Gloucester just lining the pockets of the company.

Thanks
Tash Frootko

From: [Licensing](#)
Sent: Fri, 1 Apr 2022 08:07:45
To: [Richard Barnett](#)
Subject: FW: Barton Street Budgens 24 hour liquor license
Importance: Normal
Sensitivity: None
Archived: 12 April 2022 13:29:26

-----Original Message-----

From: J Y [REDACTED]
Sent: Thursday, March 31, 2022 7:57 PM
To: Licensing <Licensing@gloucester.gov.uk>
Subject: Barton Street Budgens 24 hour liquor license

CAUTION: This email originates from outside the organisation. Do not click links or open attachments unless you trust the sender and know the contact is safe. Contact IT if in doubt

Hi there,

I am absolutely in shock that this shop is applying for a 24 hour license to sell alcohol. This area is residential but already PLAGUED with street drinkers, vulnerable addicts and anti social behaviour. Even though it is located by the police station how on earth can someone not have the understanding that this will make living in this area a living hell.

My mother in law is elderly and lives on India Road (right next to this shop). Her bedroom is on the ground floor and this will be an absolutely nightmare for her.

I hope many people in this community PROTEST to this application and the licensing department at the council make the correct decision by not granting it.

Thanks
Jayne Reading

From: [Licensing](#)
Sent: Fri, 1 Apr 2022 08:08:04
To: [Richard Barnett](#)
Subject: FW: 24 hr alcohol license
Importance: Normal
Sensitivity: None
Archived: 12 April 2022 13:29:31

-----Original Message-----

From: Lisa Goodwin [REDACTED]
Sent: Thursday, March 31, 2022 8:00 PM
To: Licensing <Licensing@gloucester.gov.uk>
Subject: 24 hr alcohol license

CAUTION: This email originates from outside the organisation. Do not click links or open attachments unless you trust the sender and know the contact is safe. Contact IT if in doubt

To whom it may concern,

I strongly object to you giving a license to the Budgens shop on Barton Street in Gloucester to allow it to sell alcohol for 24 hours a day.

It will bring a lot of antisocial behaviour to this mainly residential area throughout the night which will have a big impact on all the local residents of which I am one.

Yours faithfully
Lisa Goodwin

Sent from my iPad

Archived: 12 April 2022 13:29:36

From: [Licensing](#)

Sent: Fri, 1 Apr 2022 08:08:20

To: [Richard Barnett](#)

Subject: FW: Application for 24 hour alcohol licensing at Budgens, Barton Street.

Importance: Normal

Sensitivity: None

From: Brigitte Wurfel-Mathurin [REDACTED]

Sent: Thursday, March 31, 2022 8:15 PM

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

Subject: Application for 24 hour alcohol licensing at Budgens, Barton Street.

CAUTION: This email originates from outside the organisation. Do not click links or open attachments unless you trust the sender and know the contact is safe. Contact IT if in doubt

I understand that Budgens in Barton Street has applied for a licence to sell alcohol 24 hours a day.

As a local resident of Barton Street I strongly oppose to the application from Sammy Limited,(Budgens) to sell alcohol 24 hours a day.

Barton Street already has a huge problem with alcohol dependency and anti social behaviour. There is littering, fighting and noise pollution in the street. The availability alcohol 24 hours a day, will increase these problems in the Street and make it unbearable and impossible for families to live a quiet undisturbed life. (particularly at night time).

There is no benefit to the local community and I do feel that businesses need to have a social responsibility and not just be interested in making money from people who are already struggling financially and mentally.

I therefore urge decision makers, to closely research the situation in Barton street, (as well as consulting with the local police), before a decision with regards to the licence is made.

Kind regards

Brigitte Wurfel

Sent from [Mail](#) for Windows

From: [Licensing](#)
Sent: Fri, 1 Apr 2022 08:08:45
To: [Richard Barnett](#)
Subject: FW: Budgens application
Importance: Normal
Sensitivity: None
Archived: 12 April 2022 13:29:39

-----Original Message-----

From: Louise Newbery [REDACTED]
Sent: Thursday, March 31, 2022 8:58 PM
To: Licensing <Licensing@gloucester.gov.uk>
Subject: Budgens application

CAUTION: This email originates from outside the organisation. Do not click links or open attachments unless you trust the sender and know the contact is safe. Contact IT if in doubt

We have heard that the budgens (SAMY limited) on Barton Street/India Road has made an application to sell alcohol 24 hours a day. I would like to know if there is a way I can formally object to this or if this email is enough. I live a short distance away with two small children. The area already has a high level of antisocial behaviour when you compare it to the rest of the city and I fear that this will only add to the problem we have. I want to feel safe in my home, for my children to be able to sleep at night without the noise of cars/street drinking. My children deserve to be able to walk to school without stepping over rubbish, glass and vomit. The police are already stretched, this application will bring our community nothing but trouble.

Many thanks,
Louise Newbery
(Birchmore Road)

Sent from my iPhone

From: [Licensing](#)
Sent: Fri, 1 Apr 2022 12:45:43
To: [Richard Barnett](#); [Chris Butler](#)
Cc: [Darren Mountford](#)
Subject: FW: Objection of selling alcohol 24hrs
Importance: Normal
Sensitivity: None
Archived: 12 April 2022 13:29:44

Claire Mason
Business Support Officer
Policy & Resources
Gloucester City Council
Shire Hall
Westgate Street
Gloucester, GL1 2TG

+441452396303

claire.mason@gloucester.gov.uk
www.gloucester.gov.uk

The content of this email and any related emails do not constitute a legally binding agreement and we do not accept service of court proceedings or any other formal notices by email unless specifically agreed by us in writing.

-----Original Message-----

From: Yasmin Battiwala [REDACTED]
Sent: Friday, April 1, 2022 1:02 PM
To: Licensing <Licensing@gloucester.gov.uk>
Subject: Objection of selling alcohol 24hrs

CAUTION: This email originates from outside the organisation. Do not click links or open attachments unless you trust the sender and know the contact is safe. Contact IT if in doubt

I am a resident of clement street and I object to the licensing application from Budgens store on Barton street to sell alcohol 24 hours.

I believe this will just cause more anti social behaviour in a residential area which is already prone to these kind of issues affecting peoples sleep when people get drunk and rowdy is not what we want especially on are doorstep.

Your sincerely

Yasmin Battiwala

Sent from my iPhone

Archived: 12 April 2022 13:29:48
From: [Licensing](#)
Sent: Mon, 4 Apr 2022 07:59:07
To: [Richard Barnett](#)
Subject: FW: License application samy limited
Importance: Normal
Sensitivity: None

From: Yasin Cassim [REDACTED]
Sent: Sunday, April 3, 2022 6:54 PM
To: Licensing <Licensing@gloucester.gov.uk>
Subject: License application samy limited

CAUTION: This email originates from outside the organisation. Do not click links or open attachments unless you trust the sender and know the contact is safe. Contact IT if in doubt

To whom it may concern, I have been a resident of barton street for more than 15 years now. And I strongly disagree for samy limited at 227 barton street to be granted a sale of alcohol for 24 hours at their premises. Already the barton area is suffering with antisocial behaviour with drunkards causing disturbance to local community. There are alcoholics with drinking problems and still the local shops serve these people alcohol from early morning. The roads are left with rubbish and people who have been drinking from WIZLA supermarket leave there rubbish and empty cans and bottles at the back of my property already. I am fed up with the antisocial behaviour at night times until early morning. People fighting over alcohol and making disturbances on weekdays where children have to go to school. I strongly advise against the sale of another shop of alcohol as we have too many antisocial behaviour loitering on barton street. It will cause more disturbance to the community and more police time to baby sit drunkards. I hope you will reconsider the licensing of the premises as we as a community do not want a 24 HR licence shop serving alcohol on barton street.

Kind regards

Yasin cassim.

[REDACTED] barton street
Gloucester.
GL14HY.

Archived: 12 April 2022 13:29:51

From: [Darren Mountford](#)

Sent: Tue, 5 Apr 2022 15:20:25

To: [Richard Barnett](#)

Subject: FW: Representations re. Samy Limited, 227 Barton Street, Glos

Importance: Normal

Sensitivity: None

From: Sajid Patel <sajid.patel@gloucester.gov.uk>

Sent: Tuesday, April 5, 2022 2:06 PM

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

Cc: Darren Mountford <Darren.Mountford@gloucester.gov.uk>; Shamsuz Zaman Litu <Shamsuz.ZamanLitu@gloucester.gov.uk>

Subject: Representations re. Samy Limited, 227 Barton Street, Glos

FAO Gloucester City Council Licensing Team.

Re. Variation of a Premises License for Samy Limited (Budgenâ€™s convenience store), 227 Barton Street, Gloucester, GL1-4JE

Dear Sirs,

We are writing to you in relation to the above license application to vary the timings to open 24 hours a day and (i) sell alcohol 24 hours a day and (ii) sell late night refreshments through the night.

We would like to formally object to the above licensing application in the strongest possible terms for the following reasons:

â€¢ Budgenâ€™s convenience store at the above address is located in the Barton & Tredworth ward in a residential area. It is not located in the city centre in a â€œCumulative Impact Zoneâ€. That zone falls in the Westgate ward and is approx 1/2 mile away from this Premises.

â€¢ Barton & Tredworth is an inner city ward and falls into the category of one of the deprived wards in the City of Gloucester.

â€¢ The Barton & Tredworth ward already suffers from issues such as street drinking and anti-social issues, including in close proximity of the above Premises.

â€¢ We are extremely concerned about the detrimental impact a 24 hour convenience store selling alcohol and late night refreshments at this location will have on the local residents and the wider community.

We have no doubt that it will most likely lead to a huge rise in anti-social problems, crime and disorder, and also public nuisance.

â€¢ There are already a disproportionately higher number of disadvantaged and vulnerable people living in the Barton & Tredworth ward. These include residents suffering from alcohol issues, gambling issues, drugs issues, other substance abuse issues and last but not least mental health illnesses.

Having alcohol/lottery scratchcards etc available all day and night within walking distance to these vulnerable residents homes will only exasperate their problems and bring more misery and health illnesses.

â€¢ The potential noise disturbances will affect the quality of life for the local residents living on Barton Street and the surrounding streets. It will affect many families right to peace and quiet and possibly their mental health too due to constant broken sleep, especially during the warmer weather when residents will have their bedroom windows open.

â€¢ The specific nuisances and noises will range from increase in litter in the streets around the Premises, vehicle engine noises, vehicle doors opening/closing, vehicle horns, loud music and other sounds from vehicles, mobile phone sounds, customers talking loudly, customers singing/shouting/arguing/fighting (even worse when drunk) and also the risk of potential damage caused to local residents parked cars and other property in surrounding streets.

We urge the City Council to refuse the license variation application based on all our reasons stated above. Furthermore we understand many other concerned residents in the community have also submitted their own objections too including a petition.

Please kindly acknowledge safe receipt of our email.

Yours faithfully,

Cllr Sajid Patel & Cllr Shamsuz Zaman Litu

From: [Licensing](#)
Sent: Wed, 6 Apr 2022 07:50:28
To: [Richard Barnett](#)
Subject: FW: Objection to the new off license in Barton street
Importance: Normal
Sensitivity: None
Archived: 12 April 2022 13:29:55

-----Original Message-----

From: awalkhan awalkhan [REDACTED]
Sent: Thursday, March 31, 2022 7:59 PM
To: city improvement <cityimprovement@gloucester.gov.uk>
Subject: Objection to the new off license in Barton street

CAUTION: This email originates from outside the organisation. Do not click links or open attachments unless you trust the sender and know the contact is safe. Contact IT if in doubt

Hi

I have hard from the conservative councillor Sajid Patel that there is new application for 24H/7 days a week off license in Barton street which is next door to our house. I would strongly object that and I would like the Gloucester city council to reject the application.

As we all aware that Barton street is one the dangerous place in Gloucester town and the crime is very high in this area this 24/7 off license will make it even worse and serious danger.

At night we already having a difficulty time from the drunks people and Prostitute and other gangs in this area, we can't go to sleep in peace of mind , after long hours works. We have already reported to the police before about all these issues but if this new 24/7 Store sale alcohol it will be a nightmare for us . The only option then we might have to leave this area and move to different place .

Kindly reject this application. As it in our door step , there is one in town that's enough for those who want to drink at that time of the night .

Best regard

A k

Sent from my iPhone

To: GLOUCESTER CITY COUNCIL LICENSING TEAM

RE. Budgen's store, Samy Limited at 227 Barton Street, Gloucester, GL1-4JE.
Variation of Premise Licence for (i) the Sale of Alcohol from 00:00-24:00 and
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- This ward is categorised as falling in one of the deprived wards in the city and ~~facing~~ *faces* many difficult issues and challenges.
- We are very concerned about the potential rise in anti-social problems, crime and disorder and public nuisance.

Noise disturbances throughout the nights whilst will obviously have a negative impact on the local residents (adults and children) right to peace and quiet and mental health due to constant broken and lack of sleep.

The types of noises and nuisances could range from increased litter, vehicle engine noises, vehicle horns, vehicle doors opening/closing, loud music from vehicles, loud sounds from mobile phones, customers talking loudly, customers singing and even customers shouting/arguing and even fighting.

- There are a disproportionate number of vulnerable residents living in this ward compared to other more affluent parts of the city. The area already has some issues nearby with street drinking and other anti-social problems. And a 24 hour off licence will simply make matters worse by effectively encouraging late night street drinking in the area.

	Name	Address	Signature
1	KHALIL BADAH	STRAATON RA	
2	Sarah Badal	" "	
3	Rahat	" "	
4	AYUB MOOSAJEG	Hopewell st	
5	Barny	" "	
6	R. BHULA	Jessy Row	
7	N. "	" "	
8	Mrs Rahat Malika	Stratton Ra	
9	Y. Mayal	" "	
10	Mrs Y. Mayal	" "	
11	S. Coanegal	" "	
12	Ayaz Khan	" "	
13	AYESHA LALA	Derby Rd	
14	RUBY	Derby Rd	

15	Sameera veerani	Derby Road
16	Rehana	" "
17	M. MANOHARAN	Vauxhall Road
18	Mrs. K. "	" "
19	M. Logan	JERR - ROAD
20	Mrs. F. "	" "
21	AHMED	Vauxhall "
22	M. VAI	STRAIT "
23	Mrs. M. VAI	" "
24	NAJMA KHAN	" "
25	Jessenkhan	" "
26	Mohamed Fader	SALISBURY ROAD
27	RAHMAN FADRA	SALISBURY ROAD
28	NASIRABUDDIN FADRA	SALISBURY ROAD
29	RABIUDDIN ABDULGAPUR	SINOPE STREET
30	Mohamad Syed	STRAIT ROAD
31	Hanzalah Fadra	Salisbury Road
32	Karima Fadra	Salisbury Road
33	Haridra Hasmukhlal	Salisbury Road
34	Dulla Yoram	Barton St G114HH
35	SAGAN BHAN	Vauxhall Rd G11
36	ASMA BHAN	Ryecraft St. G11
37	Arlene	Vauxhall Rd
38	Roxana	Vauxhall Rd
39	ASIJAH BHAN	BARTON St
40	S. BHAN	" "
41	SAMEER KHAN	BARTON STREET G114
42	Costa Ti Vintia	BARTON STREET
43	USMAN KHAN	ALFRED STREET G11
44	B. Doyle	ALFRED STREET
45	ABDULRASHEED	BARTON ST
46	KANDHEPAN	BARTON ST G114H
47	RAJARAJESWARAN	Arbent street G114H
48	MARTIN	MILLBROOK ST
49		
50		

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	Name	Address	Signature
1	MR. M. KARA	[REDACTED] DYNWARD ST	
2	MRS. T. KARA	[REDACTED] DYNWARD ST	
3	MRS M. BATEL	[REDACTED] FALKNER ST.	
4	Iontrique Khunley	[REDACTED] Barton	
5	MULTARD I. MUSTAFI	[REDACTED] BUREWORTH RD	
6	[REDACTED]	[REDACTED] vicar of St Peter	
7	Sident A. M.	[REDACTED] DERRY ROAD	
8	MPOSA Karachhaa	[REDACTED] Millbrook close	
9	Abbas Veshmia	[REDACTED] Warkhall Rd	
10	Sheeraz Veshmia	[REDACTED] "	
11	FATIMA VESHMIA	[REDACTED] THOMAS ST.	
12	DANGRA R.G.	[REDACTED] Melbourne St. East	
13	Romaisha Khalifa	[REDACTED] St James street	
14	Anwar Khalifa	[REDACTED] ST James Street	

Mohamed Khuffa

Sinope Street

MOMIYODDIN KSAEL

ALL SAINT ROAD

To: GLOUCESTER CITY COUNCIL LICENSING TEAM

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	Name	Address	Signature
1	RIYAZ Khalifa	BARTON ST.	
2	IMTIAZ Khalifa	u	
3	MARIAM GINWALA	BARTON RD	
4	MR. Y. PAREKH.	STRATTON RD	
5	MRS Z. Porekeh	STRATTON RD	
6	MRS H. MOOSA JEE	Stratton RD	
7	MR. F. MOOSA JEE	Stratton RD.	
8	MR. A. Z. Bakawala	Stratton RD	
9	MRS. T. BAKAWALA	Stratton RD.	
10	MR. M. Chemic	Stratton	
11	MRS N Chemic	Stratton	
12	MR. M. Jee Bai	Stratton RD	
13	MR. R. Nandhala	Wickall RD	
14	MRS F. Nandhala	Wickall RD	

15	Imran Khalifa	St James Street
16	Irfan Khalifa	St James Street
17	Salma Khalifa	St James Street
18	Gemma Bensaid	St James Street
19	FARUK AM	ST JAMES ST
20	Zubaida Badat	St James St
21	RAFIK BIZBA	ST JAMES ST
22	Roshan Bheda	ST James St
23	SANAN Bheda	st JAMES Street
24	Suran Bheda	st James St
25	Mohamed Bheda	st James St
26	SALAHUDDIN	Barton Street?
27	NISAR Ahmed	Barton Street?
28	WAZAR Ahmed	BARTON Street?
29	A.N. SUSIWALA	JERSEY ROAD
30	T. SUSWALA	BARTON Street
31	A. MOOSA	VAUXHALL ROAD
32	Z. MOOSA	VAUXHALL ROAD
33	A MAO SA	9, VAUXHALL RD
34	Yusuf	Stratton RD
35	Humaira MOOSA	Blenheim RD
36	YUSUF MOOSA	"
37	Farda MOOSA	"
38	Kadisha Parveen	" "
39	Mexsige Parveen	" "
40	Eesa Parveen	" "
41	Asma MOOSE	Blenheim Road
42	Mosha Khalifa	adelaide street
43	Hasira Khalifa	" "
44	Aasif Magsud ^{Khalifa}	" "
45	Sadiqah Khalifa	St James Street
46	Rafuddin Mamiar	Stratton Road
47	Shabana Abdulgafur	Stratton Road
48	REHEMA CABDALLA	DERBY ROAD
49	Ahmad Ali	ST James Street
50	Samira Shaikh	widder street

Ashraf Sheikh
 Asad Kwashi
 IMTIYAZ

"
 Blenheim Rd
 Falkner

15	SOYAB Nandhale	Vauxhall RD
16	Asha Nandhale	"
17	MR. M. Nandhale	"
18	ASMA Nandhale	"
19	MRA SALESHAI	Hopewell St.
20	A. KAPADIA	Vauxhall Rd
21	I. CHENIA	STATION ROAD
22	Rital Mansa	Hopewell St.
23	A.H. BAKHAWAT. DAD	STATION ROAD Vauxhall Rd
24	Abdul Bekar	Stratton Rd
25	M.K. YKHOLUDIA	Regent St.
26	Nurdin	Stratton Rd
27	M.R. Y. HATIG.	Vauxhall
28	Y. JAFFER	Vauxhall Rd
29	F. JAFFER	VAUXHALL RD.
30	M.H. GINWALLA	Vauxhall Rd
31	Aisha GINWALLA	Vauxhall Rd.
32	Halima KALADIA	Vauxhall Rd
33	Ibrahim MATEK	Vauxhall Rd
34	MRS Z. MOTALA	"
35	Abdul SAMAD	JENSEY ROAD
36	Z HASAN	Vicarage Rd
37	E. VESHMIA.	Stratton Rd
38	M.I. PATEL.	MAGDALENE PL
39	ALI BHAM	VAUXHALL RD.
40	H. BHAM	VAUXHALL RD.
41	A. Gangat	Stratton Road
42	M. Jabul	Wormer. Stratton road
43	Shelina Ahmed	Wentwood Road, Tuffrey
44	I. Badat	Hatherley Road
45	Fatima Badat	Hatherley Road
46	Shahana A. crepton	Stratton "
47	Rafiquddin M.	" "
48	AHMAD	" "
49	Ealeme	" "
50	Salih Said	Conduit St

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	Name	Address	Signature
1	HANIF KHALIFA	RYECROFT STREET	[Redacted]
2	HAJRA KHALIFA	" "	
3	SABNUR KHALIFA	" "	
4	BILAL KHALIFA	" "	
5	AISHA MITHA	Ryecroft St	
6	Intiyaz Ismail	"	
7	Najise Jadenet	DEBY ROAD	
8	Sumeera Sedoo	Ryecroft St	
9	HANIF SEDOO	" "	
10	FATIMA SEDOO	" "	
11	BILAL SEDOO	" "	
12	ABID "	" "	
13	AYESHA SEDOO	FALKNER ST	
14	IQBAL MOOLLA	" "	

15	KHADIJA MOOLA	RYECROFT ST
16	NABHILLA SEDU	" "
17	Mohammad ISA	RYECROFT ST
18	Rehana Sidat	erby road GLI WAG
19	ARIF Sidat	rycroft street
20	YUNUS TOPIA	rycroft st
21	Nahsa Topia	rycroft st
22	H Boda	Ryecroft St
23	A. AZIZ Boda	Ryecroft St
24	S. Yaqub Boda	Ryecroft St
25	M. JAFFER	Ryecroft St
26	A. JAFFER	Ryecroft St
27	D Dav ey	Ryecroft St
28	I KHOLWADIA	" "
29	R KHOLWADIA	" "
30	S KHOLWADIA	" "
31	I. PATEL	ALAM CLOE
32	H. Lulat	Victoria St.
33	Nahisa Lulat	"
34	Fatimah Lulat	"
35	Umar Yusuf	Victoria Street
36	Razi Yusuf	" "
37	plahma Mdel	SOOIC ST GLI-404
38	HUSSEIN GIRAETH	CONDUIT ST
39	Mohammed AMIR	BARTON ST
40	HASSANA ISMAIL	CONDUIT ST
41	Mohammed	rycroft
42	FARUK Samrahi	Ryef St
43	UMAR BUTT	Eastgate St
44	RAZA	" " "
45	ALI	Eastgate
46	MAKSUD KHULIFA	St James Street
47	Shahnez Khalifa	" "
48	Mumtaz Khalifa	" "
49	YASMIN Khalifa	" "
50	SAM C BARRAT	ST JAMES ST

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	Name	Address	Signature
1	JUSUF PATIL	HOWARD STREET GLOS	
2	FAIR RAY	BROOK ST.	
3	IRSHAAD ONNIG	Blenheim Road GLOS	
4	KULSUM	Sturton Rd	
5	HEENA PATEL	CONDUIT STREET	
6	HABIB KHAN	- MOOR ST	
7	AUBSTAN FADRA	FALKNER ST	
8	Mohammed FADRA	Falkner Street	
9	SAYEED FADRA	Falkner Street	
10	Mohammed FADRA	FALKNER STREET	
11	Naheda FADRA	Falkner Street	
12	FARHAT FADRA	FALKNER STREET	
13	SALEHA FADRA	FALKNER STREET	
14	FARIDAHMED FADRA	FALKNER STREET	

15	MOHAMMAD YUSUF	FALKNER ST Calcutta
16	MANSOOR FADRA	Falkner Street Gilg
17	Waseem F Fadra	Falkner Street
18	Aamir Fadra	Falkner Street
19	Faiza Fadra	Falkner Street
20	Saeeda Fadra	Falkner Street
21	MD NAEEM	FARM STREET
22	S Mulla	ALI WA
23	HANIF ATCHA	RECROFT ST, GL1 4LY
24	MO SURTY	ARCHIBALD ST
25	Ebrahim Surty	Raglan Street
26	Mohammed surty	HATFIELD ROAD.
27	ISMAIL Surty	ARCHIBALD ST GL1 5
28	Samira surty	Raglan St.
29	H B Piperdi	India Road GL14D
30	AASIM ALLOO	VAUXHALL RD
31	H ALLOO	" " "
32	N ALLOO	" " "
33	K. SURTY	Hatfield Road
34	F SURTY	India Road
35	AMJAD ALI KHAN	WESTON ROAD GL
36	Shahid Mamodosali	Marlborough Road, GL4 6GE
37	Imtiyaz. Imroz Khale	146-152 BRTON ST GL
38	Muhammad Khawar	Great western Roa
39	YAKIR SUSTWALA	Barton Street
40	SILKANDAR	VAUXHALL ROAD
41	Catalina	Haward street 72
42	LIU	India Road
43	Pankaj Ganshro	Fassey Parade
44		
45	A. SURTY	India Road.
46	Z. SURTY	ARCHIBALD ST,
47	S SURTY	" "
48	T SURTY	" "
49	JAVID NORAT	HATFIELD ROAD
50	ESOOF NORAT	" "
	ABEDA NORAT	" "

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	Name	Address	Signature
1	Khalid Shaikh	[REDACTED] Stratten Rd	[REDACTED]
2	Khaleda Shaikh	[REDACTED] Stratten Rd	[REDACTED]
3	Zainub Shaikh	[REDACTED] "	[REDACTED]
4	Usamah Shaikh	[REDACTED] "	[REDACTED]
5	Yusairah Shaikh	[REDACTED] " "	[REDACTED]
6	S. KATHIRAM	[REDACTED] BLENTHEIM RD	[REDACTED]
7	S. ZITOUNI	[REDACTED] HOPEWELL ST	[REDACTED]
8	M. A. KURESHI	[REDACTED] BLENTHEIM ROAD	[REDACTED]
9	Zaid	Brosmere Stratten road	[REDACTED]
10	Uzair	Brosmere Stratten Road	[REDACTED]
11	ABBAR KURESHI	[REDACTED] BLENTHEIM ROAD	[REDACTED]
12	ABRARI	[REDACTED] BLENTHEIM ROAD	[REDACTED]
13	H. Vorajee	Grove St GL1	[REDACTED]
14	M. Z. KATE	HOPEWELL STREET.	[REDACTED]

15	S. PATEL	HOPEWELL ST.
16	J. JURESHI	REGENT ST
17	S. DADARHOY	HIGH ST.
18	S. NAKHUDA	HOPEWELL STREET
19	A. SHAIKH	TRATTON RD.
20	A. NURANI	BARTON STREET.
21	SAMU USSENBA.	WABRILE ST
22	Shaver USSENBA	ll y
23	ASIF CASSIM	BARTON STREET
24	BUBACAR	HOPEWELL STREE
25	R. H. BRINDLEY	UPTON STREET
26	VIRAL HASMUKHANI	ulisbury Road.
27	S. SULEMANI	DERBY RD.
28	F. MEHTA	DUXTON RD
29	SINDIA	BLENHEIM St
30	ADZ	HATTERLEY
31	Abdalla Yassin	Barton Street
32	Mohammedley	Blenheim Road
33	ALAGE JALO	PELL STREET 10A
34	PAINE Bah	Magdala Road
35	M. Goga	Jersey Road
36	A. V. JOSIWALA	JERSEY ROAD
37		
38	Mohammed	Derby Road GL14AF
39	HASAN	BARTON ST
40	HENRY	BARTON STREET
41	Dalaya.	JERSEY ROAD.
42	Yaseen	Jersey Road
43	Salma Patel	Conduit St
44		
45	ABDUL PATEL	CONDUIT ST, GLOS.
46		
47		
48		
49		
50		

From: Robert Botkai
Sent: Wednesday, April 13, 2022 5:32 PM
To: Richard Barnett; Andrew Sanders
Cc: Matt.Hammond
Subject: RE: Premises Licence variation - Samy Limited, 227 Barton Street, Gloucester

CAUTION: This email originates from outside the organisation. Do not click links or open attachments unless you trust the sender and know the contact is safe. Contact IT if in doubt

Hi Richard

At the request of the police licensing officer our client has agreed to amend the application for the above so that the terminal hour will be 0100.

The following condition is added to the operating schedule:

- There shall be no sale of single cans of beer/lager/cider.

Please confirm receipt of this email.

Kind regards

Robert

Cyber Crime Alert

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Winckworth Sherwood
Minerva House | 5 Montague Close | London | SE1 9BB | DX 156810 London Bridge 6
T 020 7593 5000 | F 020 7593 5099
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