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The Chair and Members of Licensing
Committee

14 March 2023

Dear Councillor,

Please attend a meeting of the LICENSING COMMITTEE to be held on WEDNESDAY, 22 MARCH 2023 at 10.00 am in Town Hall, Chesterfield, the agenda for which is set out below.

AGENDA

Part 1(Public Information)

1. Declarations of Members' and Officers' Interests relating to items on the agenda
2. Apologies for Absence
3. Minutes (Pages 3 - 4)
4. New Premises License for 2 Foljambe Road, Chesterfield (Pages 5 - 46)

Yours sincerely,

A handwritten signature in black ink, appearing to read "Randy".

Head of Regulatory Law and Monitoring Officer

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LICENSING COMMITTEE

Wednesday, 14th December, 2022

Present:-

Councillor A Murphy (Chair)

Councillors Bellamy
Rayner

Councillors Thornton

*Matters dealt with under the Delegation Scheme

1 **DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS
RELATING TO ITEMS ON THE AGENDA**

No declarations of interest were received.

2 **APOLOGIES FOR ABSENCE**

Apologies for absence was received from Councillors T Murphy, Perry, Rogers, S Niblock, P Niblock and Redihough.

3 **MINUTES**

RESOLVED

That the minutes of the meeting of the Appeals and Regulatory Committee held on 15 December, 2021 be approved as a correct record and signed by the Chair.

4 **REVIEW OF LICENCE AND REGISTRATION FEES 2023/24**

The Licensing Officer presented a report to seek approval for revised licence and registration fees for 2023/24.

In accordance with the Council's financial regulations it was necessary For all fees to be annually reviewed.

The services related to the regulation, control and administration of the following areas:

- Gambling Act 2005
- Sexual Entertainment Venues – Local Government (Miscellaneous Provisions) Act 1982

A summary of proposed fees was provided at Appendix A of the officer's report, which set out the fees and charges that were agreed in 2022/23 and the proposed increase.

***RESOLVED –**

That the increase in fees and charges, from 1 April 2023, be approved.

For Publication

Application for a New Premises License by Rangunathan Shanmuganathan in respect of 2 Foljambe Road, Chesterfield, Derbyshire, S40 1NW

Meeting: Licensing Committee
Date: 22 March 2023 10:00am
Cabinet Portfolio: Health and Wellbeing
Report By: Meredith Ezard

For Publication

1.0 Purpose of Report

1.1 To enable determination of the application for a new premises license in respect of

2 Foljambe Road
Chesterfield
Derbyshire
S40 1NW

1.2 Relevant representations have been made in respect of the application and not withdrawn. Consequently, the application cannot be granted or refused under officer delegated authority.

2.0 Recommendation

2.1 That the Committee hear details of this license application and determine whether it is

- Granted
- Granted with condition/modification
- Or refused

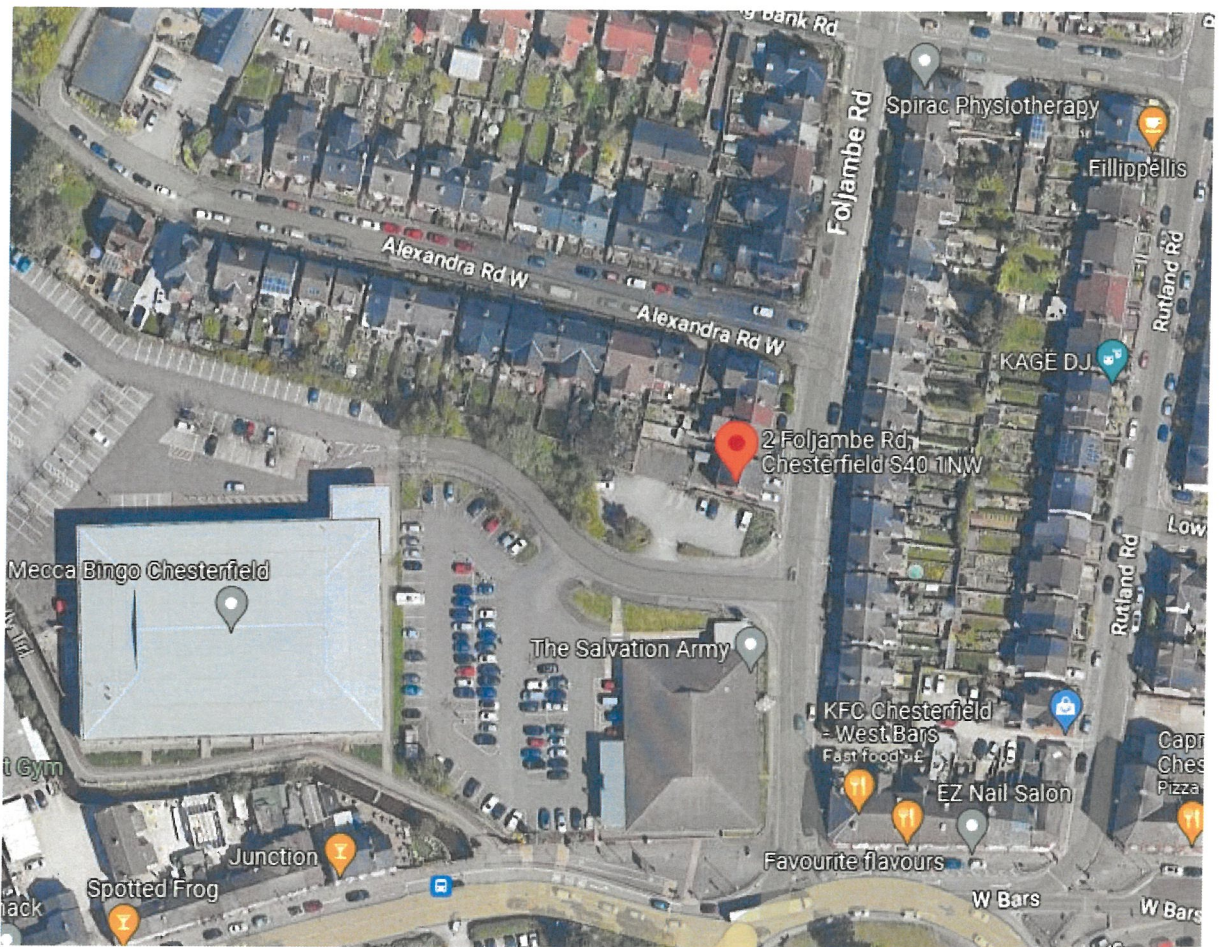
2.2 Copies of the Application Form and premises plan are attached to this report at Appendix 1 and 2.

3.0 Report Details

3.1 The premises was previously a Dental Laboratory.

3.2 The premises is situated on a primarily residential road however there are some other business in the immediate surrounding area, including Mecca Bingo, the Salvation Army Shop and KFC.

3.3 The photograph below shows the location.



4.0 Application

4.1 The application was received on 02 February 2023 to license the premises as an off-license.

4.2 The applicant describes the premises as “convenient store selling alcohol, tobacco, chilled food, lottery and paypoint services”

- 4.3 The initial application seeks the sale and supply of alcohol (off premises) Monday to Saturday between 6am – 10pm and Sundays between 8am – 8pm. The opening hours proposed are Monday to Saturday 6am – 10pm and Sundays 8am – 8pm.
- 4.4 No representations have been received from the Responsible Authorities. Derbyshire Police did raise concern over existing anti-social behaviour and street drinking in the vicinity and have made an agreement with the applicant that they would be happy with alcohol sales, off premises, Monday to Saturday between 7am – 9pm and Sundays 8am – 8pm. Appendix 3
- 4.5 Applications for a new Premises License are required to be advertised by way of an advert in the local press, a site notice displayed at the premises, inclusion on the Local Authority's web page and copies of the application submitted to all Responsible Authorities.
- 4.6 The appropriate local press public notice appeared in the Derbyshire Times newspaper on Thursday 16th February 2023.
- 4.7 The site notice displayed on the premises, advertising the application was viewed by licensing enforcement staff on 09th February 2023. The notice had been displayed behind frosted glass so the applicant was advised to move the notice so it could be more easily read.
- 4.8 The notice was rechecked on 24 February 2023 and found to be correct.
- 4.9 The details of the application were posted on Chesterfield Borough Council's Licensing Department web page.
- 4.10 The application was distributed to the Responsible Authorities.
- 4.11 The statutory deadline for representation was 02 March 2023. Responsible Authorities and Interested Parties are entitled to make representations to the License Authority provided they are relevant.
- 4.12 Ten representations have been received from local residents.
- 4.13 The representations relate to one or more of the licensing objectives which are:
- The prevention of crime and disorder
 - Public safety
 - The prevention of public nuisance

- Protection of children from harm

4.14 The representation forms can be seen in full at Appendices 4 to 13.

4.15 The representations express concerns over:

- Increased anti-social behaviour, street drinking, rough sleeping, and drug dealing/taking in an area already experiencing these issues
- Bringing further traffic to an already busy road
- Parking issues
- Noise nuisance to residential neighbours
- Increased amounts of litter
- Concerns over the close proximity of the proposed shop to the Fairplay Centre where vulnerable children and adults go.

4.16 As part of the application process the applicant is required to describe in the operating schedule the additional steps that are intended to be taken in order to promote the licensing objectives for the new premises license that has been requested.

4.17 Under the Licensing Act 2003 these volunteered proposed steps will be attached to the premises license as conditions which must be complied with. These are set out in Part M of the application form.

5.0 Conclusion

5.1 When carrying out its licensing functions, the Licensing Authority must do so with a view to promoting the four licensing objectives and also with regard to its Statement of Licensing Policy and the guidance issued by the Secretary of State under section 182 of the Licensing Act 2003.

5.2 Where either the applicant or a person who makes relevant representations is aggrieved by the decision of the Licensing Authority, appeal is to the Magistrates' Court.

5.3 As relevant representations have been made in respect of the application and not withdrawn, the application cannot be granted or refused under officer delegated authority.

5.4 The Licensing Committee is therefore asked to consider the application and determine it by

- Granting it as requested
- Granting it subject to condition/modification
- Or Refusing the application.

For more information on this report contact Meredith Ezard

Licensing Officer on 01246 345296
email: Meredith.Ezard@chesterfield.gov.uk

APPENDIX 1
Received 02/02/23
Paid £100 LC 11

objections by: 02/10/23
Process on 03/03/23.

**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 Mr. RAGUNATHAN SHANMUGANATHAN
(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			
NO-2 FOLJAMBE ROAD CHESTERFIELD, DERBYSHIRE S40 1NW			
		Permit PREMIER	
Post town	CHESTERFIELD	Postcode	S40 1NW

Telephone number at premises (if any)	[REDACTED]
Non-domestic rateable value of premises	£ 4,050

Part 2 - Applicant details

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

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i as a limited company/limited liability partnership please complete section (B)
 - ii as a partnership (other than limited liability) please complete section (B)
 - iii as an unincorporated association or please complete section (B)
 - iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)

- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- h) 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)
- i) 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 (by ticking yes to one box below):

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

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			First names		
Date of birth		I am 18 years old or over		<input type="checkbox"/> Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please note 15 for information)					

(B) OTHER APPLICANTS

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

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
05	04	2023

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)

convenient store selling Alcohol
to go, Chill food, lottery
Paypoint services

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

500

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

off licence

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 4)					
Mon								
Tue								
Wed						State any seasonal variations for performing plays (please read guidance note 5)		
Thur								
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 6)		
Sat								
Sun								

B

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

C

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

D

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

E

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

F

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

G

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

H

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

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	6 am	10 pm			
Tue	6 am	10 pm			
Wed	6 am	10 pm			
Thur	6 am	10 pm			
Fri	6 am	10 pm			
Sat	6 am	10 pm			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sun	8 am	8 pm	On a Sunday preceeding a Bank Holiday open 8am - midnight. Boxing Day 8am - midnight. New Years Eve 8am - midnight.		

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

Name	[REDACTED]
Date of birth	[REDACTED]
Address	[REDACTED] [REDACTED] [REDACTED] [REDACTED]
Postcode	[REDACTED]
Personal licence number (if known)	
Issuing licensing authority (if known)	

K

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

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	6am	10pm	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)</p>
Tue	6am	10pm	
Wed	6am	10pm	
Thur	6am	10pm	
Fri	6am	10pm	
Sat	6am	10pm	
Sun	8am	8pm	

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

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

A local convenience shop selling food, household products and alcohol.

b) The prevention of crime and disorder

All CCTV recording will be kept for a period of 28 days and made available to any authorised officer upon request. Alarm system will be maintained. Shutter will be used,

c) Public safety

Comply with all fire regulations and health and safety regulations.

d) The prevention of public nuisance

Will have bins outside the shop. Notices will be displayed regarding the appropriate use of the premise.

e) The protection of children from harm

Accepted photo ID (PASS) will be checked during the sale of alcohol/cigarettes. Staffs will be given full training and the records will be maintained. Refusal ID will be maintained.

Challenge 25 will be applied and applied. PPS will be ^{displayed} examining the records and actions will be done.

Checklist:

Please tick to indicate agreement

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

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

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

Part 4 – Signatures (please read guidance note 11)

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

COUNCIL’S PRIVACY STATEMENT.

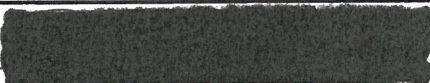
This authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also, and on occasions will be required to, share this information with other bodies responsible for auditing or administering public funds for these purposes. For further information see the privacy notice on the council website, www.chesterfield.gov.uk/privacy or contact the council’s data protection officer on 01246 345345.

Chesterfield Borough Council collects personal information when you contact us for any services we provide. We will use this information to provide these services. We may need to share your information with service providers and other departments within CBC to ensure that you receive the best possible service, your personal data can be used for the national fraud initiative. If so, this will be made clear in our privacy notice. We will not share your information with third parties for marketing purposes or any other reason unless required to do so by law.

For more information explaining how we protect and use your information please see our privacy policy at www.chesterfield.gov.uk/privacy

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	
Capacity	

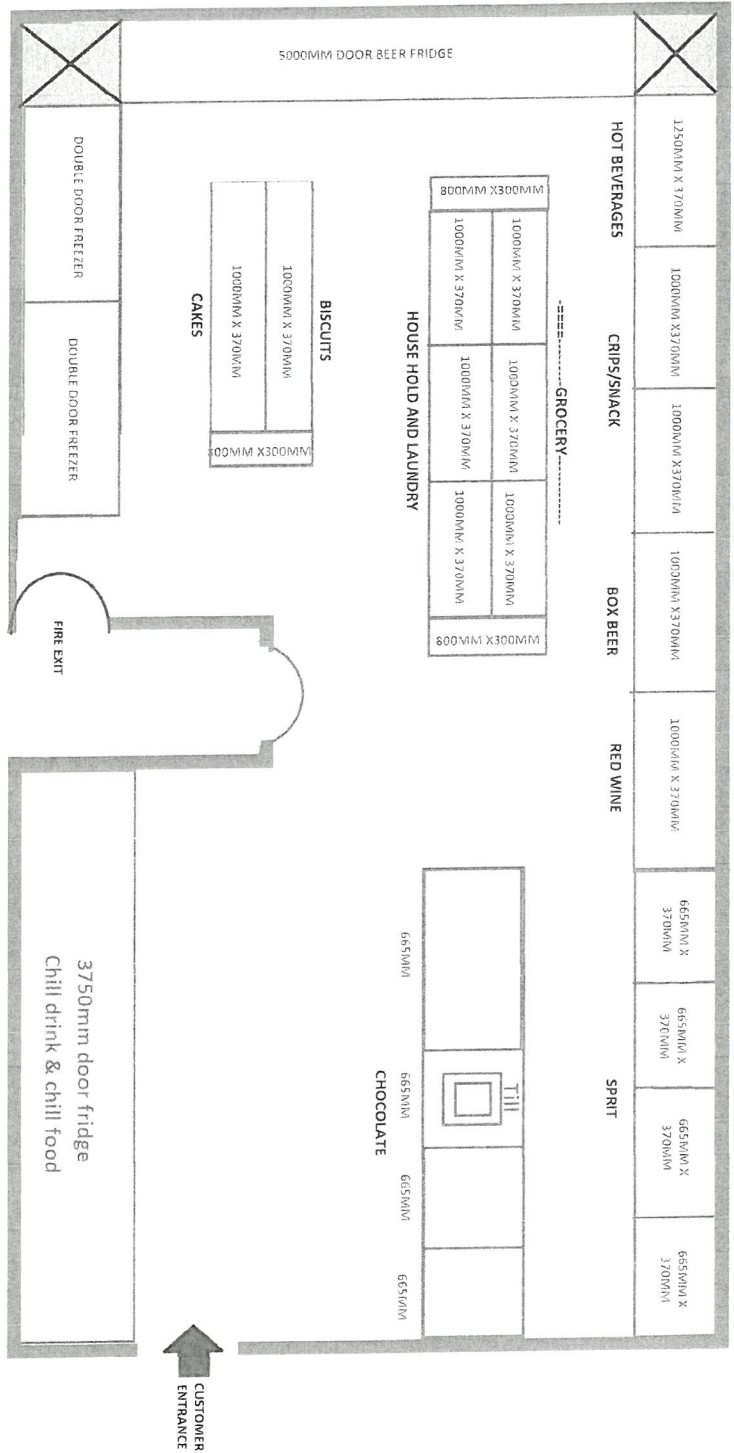
For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	02-02-23
Capacity	Owner

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

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. 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.



2 FOLLAMBE ROAD
CHESTERFIELD
DERBYSHIRE
S40 1WW

From: [Clay, Andrew, 3279](#)
To: [North Division Licensing](#)
Subject: RE: CBC - NEW Premises License Application - 2 Foljambe Road
Date: 09 February 2023 13:49:23

From: [REDACTED]
Sent: 09 February 2023 13:43
To: Clay, Andrew, 3279 [REDACTED]
Subject: Re: Premier - Foljambe Road, Chesterfield.

Hello,

I am in agreement with the changes described in your email.

Thank you,
Ragunathan

On Thu, 9 Feb 2023, 13:32 Clay, Andrew, 3279, <andrew.clay@derbyshire.police.uk> wrote:
Hello Ragunathan,
As per our conversation regarding Anti-Social behaviour & street drinking of alcohol around West Barrs and Foljambe Road.

Please confirm via email reply to me that you are in agreement with the below change.
Supply of alcohol sales to be amended to the following:
7am – 9pm Monday – Saturday.

Please confirm via email reply to me that you are in agreement with this change.

Many Thanks.

Andy Clay
Police Constable 3279
Licensing Officer
North Division
Derbyshire Constabulary
North Divisional Headquarters, Beetwell Street, Chesterfield, S40 1QP
Mob: 07712 417439

E-mail: andrew.clay3279@derbyshire.pnn.police.uk

Northdivlicensing@derbyshire.pnn.police.uk

Web: <http://www.derbyshire.police.uk>

North division includes the district council areas of Amber Valley, Bolsover, Chesterfield, Derbyshire Dales, High Peak and NE Derbyshire

Doing the Right Thing - Making a Difference - Shaping the Future

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APPENDIX 4

[REDACTED]
[REDACTED]
[REDACTED]

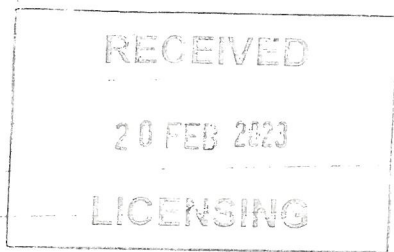
RECEIVED
20 FEB 2023
LICENSING

DEAR SIR

I WISH TO MAKE AN 'OBJECTION' TO THE PROPOSED FORMER DENTAL LABORATORY PREMISES BEING TURNED INTO AN 'OFF LICENCE'

THIS I FEEL WILL BRING FURTHER TRAFFIC TO AN ALREADY BUSY ROAD. IT WILL BRING NOISE AND NUISANCE I FEEL UNTIL LATE AT NIGHT. IT WILL CAUSE NUISANCE WITH PARKING AND PROBABLY EXTRA LITTER. PLUS THE FACT THAT IT WILL ATTRACT THOSE WHO LIKE TO DRINK AND OTHER UNDESIRABLES. THERE ARE PLENTY OF EXISTING OUTLETS TO PURCHASE LIQUOR.

Yours
[REDACTED] OF THE ABOVE ADDRESS



TEL
17/02/2023.

My name is [REDACTED] and I have been resident at the above address since Sept 1964. This letter is to be read as an objection to the application for a premises licence for No 2 Galfambe Road (formerly Galfambe Dental Labs) The application by MR. RAKINATHAN SHANMUGANATHAN would appear to be for a business selling alcohol, tobacco, newspapers etc if I am not mistaken. This type of business is already well catered for by wine outlets or Nest Bars. No 2 Galfambe Road is in a residential area and the proposed opening hours are ridiculous in the situation, in my opinion. The Car Park (Residents Only) area is constantly used for drug dealing, as witnessed by myself and reported to the Police by the Dental Labs staff on many occasions. A licensed premises operating over long hours would be like a magnet to those engaged in such activities.

There are already many vacant shop outlets in the Tamun Centre area which could better support the proposed business (eg higher profit).

No 3 Galfambe Road would be ideal for a conversion to flats; it has off street parking available. No 4 Galfambe Road has already been so converted very successfully.

Factfile: No 2 Galfambe Road was originally a 'dry goods' provisions store run by the Mayo family. It sold bread, biscuits, confectionary, etc but did not have an alcohol or tobacco license. It changed to an 'Asian' supplier store selling rice, millet and other grains but soon failed. It was then purchased and opened as the Dental Laboratory.

Yours faithfully

[Redacted Signature]

To Chesterfield Borough Council
The Licensing Section
Customer Service Centre
85 New Square Chesterfield S40 1AH

I live in the Brampton/Walton area of Chesterfield not far from Morrison Super-market; and at times use Chatsworth Road and West Bars to walk to the Town Centre. Now starting at "Morrisons", passing kidl and all the other businesses until I reach Clarence Road there are at least 4 businesses selling alcohol drinks:

Morrisons; kidl; plus two other off licensing shops. This I feel is plenty!!!

At 2 Foljambe Road, an ex dental service business you have received an application from one Mr. Ragurathan Shanmuganathan (Is spelling of name correct ??? hopefully!!) to turn said property into a retail business to sell alcohol. Yet it be said I am not against businesses

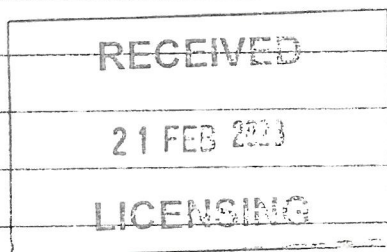

"starting up" in Chesterfield and its surrounds.

There is clearly plenty of rooms/spaces at No. 2 Foljambe Road BUT the street is totally RESIDENTIAL and I believe an off license business could cause problems. Vehicle parking tends to be well used by local residents. Thus the area of "parking" by the "Sally's Army Complex and Mecca Bingo could cause problems there and possible add to LITTER being dropped; plus on the street as well by antisocial pedestrians. Extra drinking of alcohol in the area including the "West Bars" businesses with its "European shop / off license" with pedestrians

often now having to "squeeze past" humans just hanging around that left hand pavement (heading toward the town centre)

Another point regarding the McDonalds "Drive Thru" etc there are staff there who have to do a litter sweep at different times of each day; then being open from until midnight. Yes their staff are only expected to collect ~~the~~ litter from that business BUT some may pick up any general litter. All in all "the writer" believes having another off license at No. 2 Foljambe Road would only contribute EXTRA ANTISOCIAL ATTITUDES to lower Chatsworth Road "thru" to Clarence Road pavements and even Foljambe Road.

Thus I am against the change for 2 Foljambe Road !! Regards and Respect to all concerned at Cheshire Borough Council (that is every department AND EVERY EMPLOYEE)



28 FEB 2023

RECEIVED

28 FEB 2023

LICENSING

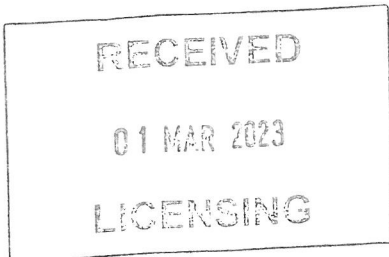
RE Licence Alcohol Off Licence
2 FOLJAMBE ROAD S40 1NW

Dear Sir or Madam

I OBJECT to licence
being granted to Above. on
the grounds of Public disorder
public safety issues, CRIME,
parking problems on busy road
LITTER.

There is a problem with drugs
being dealt in that area. PLEASE
don't allow Chesterfield to become
any worse, do NOT encourage it

Yours faithfully



LICENSING AUTHORITY

Environment Services, Chesterfield Borough Council, Customer Service Centre, 85
New Square, Chesterfield, S40 1AH Tel: 01246 345230

Representation Form

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 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 wish to make a
Page.....
representation in relation to an application that has been made in respect of the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description
2 Foljambe Rd

Post town Chesterfield	S40 1NW
---------------------------	---------

Name of Premises Licence holder or Club holding Club Premises Certificate (if known)
Mr Ragunathan Shanmuganathan

Number of Premises Licence or Club Premises Certificate (if known)
unknown

Part 2 – Representative details

(A) DETAILS OF INDIVIDUAL REPRESENTOR (fill in as applicable)

Mr Mrs Miss Ms Rev) Other title (for example,

Surname First names

Please tick ✓ yes

I am over 18 years old or over

Current postal address if different from premises address

Post town Postcode

Daytime contact telephone number

Email address (optional)

(B) DETAILS OF OTHER REPRESENTOR (Business, Residents Association etc)

Name and address

Telephone number (if any)

E-mail address (optional)

Please tick one or more boxes ✓

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

X
X
X

Please state the ground(s) for making the Representation (please read guidance note 1)

The Prevention of Crime and Disorder

Due to the presence of the off licence on West Bars we experience a high level of anti social behaviour and crime on West Bars and Foljambe Road. This would be most likely to increase with the addition of another off licence.

Public Safety

There is no parking in the immediate vicinity as there are double yellow lines. The car parks in the Salvation Army and Mecca bingo are for customers only. Therefore we could have people parking on the pavements posing a danger to pedestrians. There is already an issue not being addressed properly of KFC delivery drivers parking on the pavement of Foljambe road and the off licence. We feel would exacerbate this issue.

The Prevention of Public Nuisance

The addition of another off licence would increase the level of anti social behaviour in the area which is caused by the presence of the existing off licence and people consuming alcohol on the Foljambe Road and West Bars.

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 3 – Signatures (please read guidance note 2)

Signature of Representor or Representor’s Solicitor or other duly authorised agent (please read guidance note 3). If signing on behalf of the Representor please state in what capacity.

Signature



Date

1/3/2023

Capacity

Representor

Please Note – Your address will be a matter of public record, if the application to which this Representation relates is referred to the Licensing Committee to determine at a Hearing.

Contact name (where not previously given) and postal address for correspondence associated with this Representation (please read guidance note 4)

Post town

Post code

Telephone number (if any)

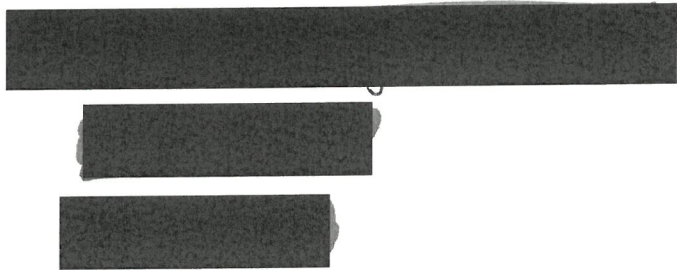
If you would prefer us to correspond with you by e-mail your e-mail address (optional)

COUNCIL’S PRIVACY STATEMENT.

This authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also, and on occasions will be required to, share this information with other bodies responsible for auditing or administering public funds for these purposes. For further information see the privacy notice on the council website, www.chesterfield.gov.uk/privacy or contact the council’s data protection officer on 01246 345345.

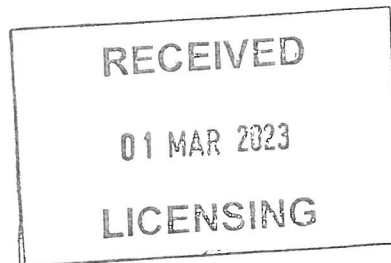


I am writing this letter as on this occasion of opening an alcohol shop I find this quite sad and angry, as we have homeless already hanging round West bars, gangs of boys and its quite intimidatring when you have to go past the shops when its dark, its quite deserted and dark places near where that shop wants to open, also drug dealings aswell, sorry forgot to put the address of where the shop is supposed to be opening.
2, Poljane Rd,



The Licensing Section
Customer Service Centre
85 New Square
Chesterfield
S40 1AH

28/02/2023



Dear Sir/Madam

I am writing to you as I am extremely concerned about the gentleman's application for a license to sell alcohol from No. 2. Foljambe Road.

I live next door to the property in a building which has been converted into 3 flats. I live on the ground floor. I have a parking space outside of my bay window and I fear that customers might take advantage of this as there isn't a car parked there at weekends or on an evening.

The 3 flats at No. 4 (including me) are all occupied by single females.

P.T.O.

I moved here in 2022 [REDACTED]

[REDACTED] We currently have drunken people sleeping outside the Salvation Army shop and outside the European shop on West Bars. I feel that there are enough places to buy alcohol in the close vicinity and that it would only encourage more disrepute if the shop next door sold alcohol.

The road is very busy and the majority of the traffic at night is already ambulances and police cars.

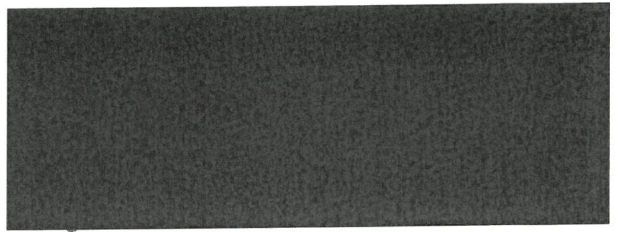
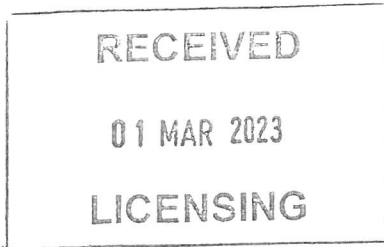
There is a small driveway between my flat and No. 2 with access over the rear of the property to my flat. I am already on medication for anxiety and upto now I have managed to keep this under control.

I have spoken to Greg Campbell of the Liberal Democrats and I have also enclosed some letters of concern from my neighbours on Alexandra Road West.

I await your response

Kind Regards [REDACTED]

([REDACTED])



27/2/23

I am writing to you in my rejection of
No 2 Follambe Road application for a
premise licence of alcohol
we already have a off licence in the vicinity
we do not need another one

The one on West Bars already attracts
homeless people who hang around

Follambe road is a residential area and we
do not need this. There are also plenty of
pubs nearby and along Chatsworth Road to
purchase alcohol.

I think it will create a public nuisance, I
already have to pass homeless people when I am
walking my dog

It will create more litter

I already have been a victim of crime
I have had ~~my~~ items stolen from my front
garden.

We also have fairplay centre at the bottom
of our road with vulnerable children there.
I would be concerned for their safety too

Also parking could be an issue.

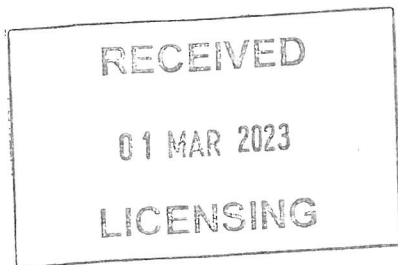
For Wambe Road is permit holders only
we already have people parking on Alexandra
who don't live here

The car park in the dental labs, is near the
permit holders car park which will cause
obstructions.

I am totally against this licence application

Yours faithfully





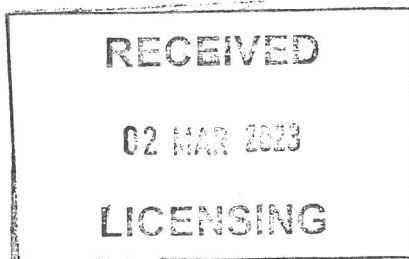
DEAR SIR / MADAM

I am writing to you on my disgust on the application of a Alcoholic license at number 2 FoJame Road. I live on number 21 and as much as I love my home. We have a lot of trouble with drunks and drug users. (KFC, polish shop.)
Drug dealing.

Surely we do not need another shop selling beer / spirits. It can be sometimes scary walking my dog round this area. Rubbish and rats are already a massive issue.

We have a fareplay disability and speccul needs centre at the end of the road, where often venerable adults go. Surely safety for this premises is more important.

yours



[REDACTED]

2/3/2023

The licensing Section
Customer Service Centre
85 New Square, Chesterfield, S40 1AH

Ref. No.2 Foljambe Road, S40 1NW Application for a Premises Licence

Madam / Sir

I would like to raise an objection to the above application for a licence to sell alcohol on the basis that:

1. The location of the Salvation Army premises next door already encourages people to loiter, and it is not unusual to see people under the influence of drugs or drink hanging around the car park and walking along Foljambe Road. The sale of alcohol at this address will serve to encourage some people to hang around after making a purchase, which is likely to cause noise disturbance in a residential area. Also, the opening hours of 6am to 10pm are extremely unsociable for a residential area.
2. There is already a prevalent problem with litter along this stretch of road, and I feel that premises selling alcohol will encourage the occurrences of consuming food/drink and then throwing rubbish onto the street.
3. There is no parking outside the property so owners of vehicles will be tempted to pull up along the kerbside (double yellow lines) to 'pop in', potentially blocking access to my property and other neighbour's driveways.
4. There is also a low wall between our two properties which I (and the tenants) would not like to see customers using as a seating area whilst they consume their purchases.

Thank you for taking my thoughts into consideration as you decide this matter.

Yours faithfully,

[REDACTED]