

For publication

**Application for a New Premises Licence by Layals Limited, in
respect of
The Cricketers Inn Convenience Store, Stand Road, Newbold,
Chesterfield, S41 8SJ. (LC170)**

Meeting: Licensing Committee

Date: Wednesday 28th March 2018

Cabinet portfolio: Health and Wellbeing

Report by: Steve Ashby, Licensing Officer

For publication

1.0 Purpose of report

- 1.1 This report is submitted in relation to the above committee and is tendered further to my report of 14th March 2018.
- 1.2 It includes additional information that has come to light or has been submitted since compilation of the original report was completed.
- 1.3 The purpose of this additional report is to provide Members the opportunity to view the additional information that has been compiled and submitted in respect of this application.

- 1.4 This will further assist the Members in determining the application made by Layals Limited for a new premises licence in respect of

The Cricketers Inn Convenience Store,
Stand Road,
Newbold,
Chesterfield,
S41 8SJ.

to which a representation has been made by an interested party.

2.0 **Additional Information**

- 2.1 On Friday 23rd March 2018 the solicitor acting for the applicant in this matter submitted an e-mail to the licensing department which provided additional information in response to the representation made against the application. This e-mail can be seen at Appendix 10.

- 2.2 The e-mail referenced a stated case *Daniel Thwaites Plc v Wirral Borough Magistrates' Court v The Saughall Massie Conservation Society, Wirral Metropolitan Borough Council*
This will form part of the legal argument to be presented on behalf of the applicant and can be seen at Appendix 11 and 11A.

- 2.3 The e-mail also contained information on previous test purchase operation conducted at premises under the stewardship of the applicant. The letters are attached at Appendices 12 and 12A. They indicate that between 2006 and 2016, these premises were visited some 28 times with test purchases being attempted to buy age restricted products

including alcohol, tobacco and lottery tickets. The sales were refused on each occasion.

2.4 Finally, the e-mail requests information on licensed premises within the vicinity of the premises subject to application.

2.5 The information is sought in respect of premises licences held at the below locations to allow their operating hours and conditions to be reviewed.

- Kandola Food store - 2-4 Occupation Road, S41 8TH
- Spar - 359B Sheffield Road, S41 8LQ
- Premier Whittington Moor - 381-385 Sheffield Road, S41

These 3 stores are under half mile.

- Maans Store - 65 Whittington Hill, S41 9EZ
- Spar - Unit 1, Little Moor centre, S41 8QN
- Mc Colls - 2 Little Moor centre, New bold, S41 8QW

2.6 The information requested was provided by e-mail and this e-mail can be seen at Appendix 13, along with the licence information that was requested at Appendices 13A to 13E.

3.0 **Recommendation.**

That the Committee be made aware of this additional information when determining the premises licence application.



Steve Ashby
LICENSING OFFICER
26th March 2018

For more information on this report please contact the author,
Steve Ashby on 01246 345780, email
steve.ashby@chesterfield.gov.uk