



Application to vary a premises licence 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 SABARATNAM SIVANANTHAN

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number 18/00145/LAPRE (PR1314)

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description 28 WEST STREET, BUCKINGHAM, MK18 1HE			
Post town	BUCKINGHAM	Postcode	MK18 1HE

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

Part 2 – Applicant details

Daytime contact telephone number	[REDACTED]
E-mail address (optional)	[REDACTED]
Current postal address if different from premises address	
Post town	
Postcode	

AYLESBURY VALE
DISTRICT COUNCIL

17 SEP 2018

RECEIVED
ENVIRONMENTAL HEALTH & LICENSING SERVICES

Part 3 - Variation

Please tick as appropriate

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

Yes

No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

IT IS A CONVENIENCE STORE WITH AN OFF-LICENCE. IT IS LOCATED IN THE CENTRAL AREA OF BUCKINGHAM. WE SELL ALCOHOL ON THE PREMISES. WE WOULD LIKE THE VARIATION IN ORDER TO ACHIEVE HIGHER SALES.

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

--

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment (Please see guidance note 3) 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 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 6)		
Wed					
Thur			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 7)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details (please read guidance note 5)</u>
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events (please read guidance note 6)</u>
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 7)</u>
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
Day	Start	Finish	Both <input type="checkbox"/>			
Mon			<u>Please give further details here</u> (please read guidance note 5)			
Tue						
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)			
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 7)			
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 6)		
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 7)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur					
Fri			<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 7)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
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 7)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 5)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 6)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
Both	<input type="checkbox"/>							
Day	Start	Finish		Please give further details here (please read guidance note 5)				
Mon								
Tue								
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 6)					
Thur								
Fri								
Sat								
Sun			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 (please read guidance note 7)					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	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 6)		
Mon	06:00	01:00			
Tue	06:00	01:00			
Wed	06:00	01:00			
Thur	06:00	01:00			
Fri	06:00	01:00			
Sat	06:00	01:00			
Sun	06:00	01:00			
			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 7)		

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 10).

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

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

Please tick as appropriate

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

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.
--

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

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.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	17/09/18
Capacity	DIRECTOR

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

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)

Notes for Guidance

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.

1. 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 for the late night levy
2. 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 of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. 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:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - 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.
 - 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.
 - 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.
 - 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:
 - 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.
 - 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.
 - 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.
 - 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:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - 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;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - 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.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example 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.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 11. Please list here steps you will take to promote all four licensing objectives together.

12. The application form must be signed.
13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
15. This is the address which we shall use to correspond with you about this application.

The application is for the sale of alcohol

	Sale by retail of alcohol (Off The premises)			
	Existing		Proposed	
	From	To	From	To
Monday	07 00	23 00	06 00	23 30
Tuesday	07 00	23 00	06 00	23 30
Wednesday	07 00	23 00	06 00	23 30
Thursday	07 00	23 00	06 00	23 30
Friday	07 00	23 00	06 00	23 30
Saturday	07 00	23 00	06 00	23 30
Sunday	07 00	23 00	06 00	23 30

	Opening Hours			
	Existing		Proposed	
	From	To	From	To
Monday	06 00	23 00	Not Stated	Not Stated
Tuesday	06 00	23 00	Not Stated	Not Stated
Wednesday	06 00	23 00	Not Stated	Not Stated
Thursday	06 00	23 00	Not Stated	Not Stated
Friday	06 00	23 00	Not Stated	Not Stated
Saturday	06 00	23 00	Not Stated	Not Stated
Sunday	06 00	23 00	Not Stated	Not Stated



Premises Licence

Premises Licence Number

18/00145/LAPRE (PR1314)

Date Issued

11th April 2018

Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

Buckingham Store
28 West Street
Buckingham
Buckinghamshire
MK18 1HE

Telephone number Not stated

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 by Retail of Alcohol	Every Day	07:00 - 23:00
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The opening hours of the premises

Opening Hours	Every Day	06:00 - 23:00
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Where the licence authorises supplies of alcohol whether these are on and / or off supplies

Supply of alcohol is authorised for consumption off the premises only

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

Sabaratnam Sivananthan

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

Not applicable.

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

Sabaratnam Sivananthan

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

Annex 1 – Mandatory conditions

- 1 No supply of alcohol may be made at a time when:
 - (i) there is no designated premises supervisor in respect of the premises; or
 - (ii) the designated premises supervisor does not hold a personal licence or his/her personal licence has been suspended.

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

Annex 2 –Conditions consistent with the operating schedule

Non-standard timings

In this condition, permitted hours mean the hours stated above with the following exceptions:

Sale by Retail of Alcohol and Opening Hours

- Christmas Eve extended to 00.00 hours
- New Year's Eve extended to 00.00 hours

General Licensing Objectives

- a) No ID, no sale for age restricted products
- b) Think 25 schemes to increase the number of checks and try to eliminate under age sale
- c) Increase staff awareness through regular training
- d) Posters and stickers to Highlight "Think 25" scheme

The prevention of crime and disorder

- a) CCTV operation with 30 day recording and burn discs when requested by authorities
- b) No sale to person under influence of alcohol or any other drug

Public Safety

- a) Ensure shop is free from any trip hazards
- b) Highlight any issues regarding trips

The prevention of public nuisance

- a) No sale to person under influence of alcohol

The protection of children from harm

- a) No ID, no sale
- b) Staff training
- c) Think 25 Scheme operated

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

Not applicable.

Annex 4 – Plans

AYLESBURY VALE DISTRICT COUNCIL

Environmental Health and Licensing

Please ask for: Licensing
Direct Line: 01296 585083
Switchboard: 01296 585858
Text Relay: prefix telephone number with 18001
Email: sgallacher@aylesburyvaledc.gov.uk
Our Ref: PR201809-196331
Your Ref:



8 October 2018

Licensing Service
Aylesbury Vale District Council
The Gateway, Gatehouse Road
Aylesbury
Buckinghamshire
HP19 8FF

Dear Sir/Madam

Licensing Act 2003 – Representing from the Licensing Authority
Premises: Buckingham Store, 28 West Street, Buckingham, MK18 1HE

I am submitting this representation on behalf of the Licensing Authority in respect of this application to vary the Premises Licence to extend the permitted hours for the sale of alcohol.

The premises is currently licensed to sell alcohol between 07:00 and 23:00 every day. The proposal is to extend the permitted hours for the sale of alcohol to between 06:00 and 01:00 on the day following, 7 days a week.

The premises is located in the centre of Buckingham, within the special Buckingham Town Centre 'Terminal Hours Policy' area. This policy states that applications to open beyond midnight will normally be refused unless the applicant satisfies the licensing authority that it can operate without harming the licensing objectives and any application to open beyond 1:30am will be refused. Applications to open until 12:00 midnight will be dealt with on their own individual merit.

While it is acknowledged that the premises can currently trade 24 hours, 7 days a week, without a licence, we are concerned that the availability of alcohol for the proposed extended hours presents additional risk to the promotion of the licensing objectives. Paragraph 4.7 acknowledges that there may be good reason to restrict hours in respect of 'off sales' at shops, stores and supermarkets in certain locations such as Buckingham Town Centre.

The premises is located in the centre of Buckingham. Buckingham Town Centre contain a mix of residential and business dwellings, with the residential element consisting of houses, flats and retirement flats catering for a wide range of ages and lifestyles. Among the business uses, are a sizeable number of licensed and 'late' licensed premises. The 'late' licensed premises are summarised below:

The Gateway Gatehouse Road Aylesbury HP19 8FF
DX 4130 Aylesbury 1
www.aylesburyvaledc.gov.uk



Premises	Latest hour for licensed activity
The Three Cups, Bridge Street MK18 1EL	00:00 Thur-Sat (23:00 Mon-Sat; 22:30 Sun)
The Granary, 13 High Street MK18 1NT	0100 Fri-Sat (00:00 Mon-Thur; 22:30 Sun)
Kings Head, Market Hill MK18 1JX	01:00 Fri-Sat (00:00 Thur, 23:00 Sun-Wed)
Buckingham Inn, Market Hill MK18 1JX	01:00 Fri-Sat (00:00 Sun-Thur)
White Hart, 1-2 Market Square MK18 1NJ	01:30 Fri-Sat (00:30 Mon-Thur; 00:00 Sun)
Roosters Kebab House, 5 High Street MK18 1 NT	1:30 Fri-Sat (00:00 Sun-Thur)
Kebab Van, Market Square	01:30 Fri-Sat (23:30 Sun-Thur)

We are concerned that the availability of alcohol at the applicant's premises late at night will be attractive to patrons departing other locally licensed premises wishing to acquire more alcohol to prolong their evening. Furthermore, in general the availability of late night alcohol is likely to be of interest to local revellers, including members of the local sizeable student community. The increased availability of alcohol is likely to lead to a substantial increase in visitors to this premises late at night into the early hours of the morning, many of whom will be arriving by foot and/or will have already consumed alcohol. This will undoubtedly lead to an increase in nuisance and disorder types issues at the premises and in the immediate vicinity.

The applicant have acknowledged in their application that they are located in the central area of Buckingham and the purpose of the variation is to achieve higher sales. However, the applicant has not acknowledged or addressed the areas of concern raised in the Council's policy relating to Buckingham Town Centre. The applicant has proposed no additional measures or explained why they believe their proposal will not impact negatively on the promotion of the licensing objectives. We believe that it is likely that the late night offering of alcohol at these premises, will have an adverse impact on the promotion of the licensing objectives.

In accordance with paragraphs 4.5 and 4.7 and chapter 6 of the Licensing Authority's licensing policy, it is recommended that the application to sell alcohol to 1am be refused as I believe the proposed later hours are likely to have an adverse impact on the promotion of the licensing objectives. The applicant has presented no evidence to demonstrate consideration of, or proposals to rebut, the Licensing Authority's strict policy not to grant applications to sell alcohol beyond midnight in Buckingham Town Centre.

Furthermore, paragraphs 4.1 to 4.4 and paragraph 4.7 of the Licensing Authority's policy, sets out the Licensing Authority's general approach when determining licensed hours. The approach is to consider each application on its individual merit while respecting the right of residents to peace and quiet and taking a stricter approach to licensing hours in areas of higher residential density. Again the applicant has offered no evidence to demonstrate consideration of the licensing policy or proposals to mitigate the risks to the promotion of the licensing objectives as a consequence of the proposed extended hours. Accordingly it is recommended that this application be refused in its entirety for the reasons given to best ensure the promotion of the licensing objectives.

Yours sincerely



Simon Gallacher
Principal Licensing Officer

C.c.

Sabaratnam Sivananthan





Trevor Hooper
Licensing Officer
Aylesbury/Chiltern & South Bucks

Aylesbury Police Station
Walton Grove
Wendover Road, Aylesbury
BUCKS, HP12 7LA

Tel: 01865854197

Fax:

trevor.hooper@thamesvalley.pnn.police.uk

www.thamesvalley.police.uk

24 September 2018

Dear

Application for a variation to the premise licence of Buckingham Stores. 28 West Street, Buckingham, MK18 1HE.

On Monday 17th September 2018 an application was submitted by Sabaratnam Sivananthan to vary the licensable activities for a premise known as Buckingham Store at the above address. The premises was previously known as West Street local and has been in operation since 2013.

The application.

This application is to extend the sale of alcohol every day to cover the hours 0600 to 0100 the following day, it does not apply to extend the opening hours of the premise.

What is in place now.

The licence as issued on the 22nd August 2013 to the previous applicant is for the sale of alcohol every day from 0700 to 2300hrs daily with opening hours of 0600 to 2300hrs daily. Besides the Mandatory conditions on the licence at the request of the police the previous applicant agreed to a number of conditions that would promote the licensing objectives.

General Licensing Objectives

- a) No ID, no sale for age restricted products
- b) Think 25 schemes to increase the number of checks and try to eliminate under age sale
- c) Increase staff awareness through regular training
- d) Posters and stickers to Highlight "Think 25" scheme

The prevention of crime and disorder

- a) CCTV operation with 30 day recording and burn discs when requested by authorities
- b) No sale to person under influence of alcohol or any other drug

Public Safety

- a) Ensure shop is free from any trip hazards
- b) Highlight any issues regarding trips

Serving with Pride and Confidence

The prevention of public nuisance

- a) No sale to person under influence of alcohol

The protection of children from harm

- a) No ID, no sale
- b) Staff training
- c) Think 25 Scheme operated

Non-standard timings

It was also agreed at the time to allow Non Standard timings for the sale of alcohol and extension of opening times on Christmas Eve and New Year's Eve by one hour to 00.00hrs.

History of premise

The licence has been in existence since August 2013 and has operated incident free with no complaints.

Problems within Buckingham town associated with Alcohol

Buckingham over the years has suffered from late night early morning disturbance so much so that Aylesbury Vale District Council has introduced into their Licensing Policy a Terminal Hours Policy for Buckingham Town centre.

TERMINAL HOURS POLICY – BUCKINGHAM TOWN CENTRE

The Licensing Authority's Terminal Hours Policy for Buckingham Town Centre is as follows:

6.2 In Buckingham as shown on the map at Appendix 6, the following policies shall apply:

6.3 Buckingham town centre is characterised by the proximity of licensed premises and housing, which has caused disturbance to local residents, particularly those living near to licensed premises and on exit routes from the town centre. The Council's Environmental Health and Licensing services and Thames Valley Police have received a number of complaints from local residents from both the town centre and Nelson Street reporting disturbances caused by noise late at night.

6.4 To date Buckingham town centre has not been subject to any form of restraint policy. Licensing hours have been determined generally by way of disputed applications for material variations and resulted in a latest terminal hour for the sale of alcohol until 1.00 a.m. and closure at 1.30 a.m., although there are a range of licensed hours within the town. However, the Licensing Authority believes it important to set out in a transparent way its likely approach to applications to trade to later hours, for the benefit of residents and current and potential operators and investors.

6.5 Buckingham is home to an independent university with around 2000 students, most of whom live on campus (approximately 1300) but a significant number live in accommodation in and around the town. The university has become increasingly popular as it offers honours degrees in two years of intensive study.

6.6 The Council will take the following policy approach to contested licence applications:

- Applications for a premises licence to open up to 12.00 midnight will be dealt with on their own individual merits having regard to other provisions in this Licensing Policy.
- Applications to open beyond 12.00 midnight will normally be refused unless the applicant satisfies the Licensing Authority that it can operate beyond that time without harm to the licensing objectives.
- The Licensing Authority's Policy is that applications to open beyond 1.30 a.m. will be refused.
- This policy is intended to be strictly applied so as to maintain a fair balance between the right of residents to sleep and operators and their guests respectively to offer and enjoy premises into the later hours.

Off sales in Buckingham now.

Buckingham has 14 premises that are permitted to sell alcohol for consumption off the premises these consist of Off Licences, petrol stations and stores. All but two close at 2300hrs the two that do not, one closes at midnight and is situated on the ring road away from the town and the other is Tesco on the London road with a twenty four hour licence.

It is true to say that all 14 have offered and have conditions that promote the licensing objectives.

This application.

The applicant has recently taken over the premises (April 2018.) It would appear that he has not sighted the Council Licensing policy as he would know that an hour's policy is in place for Buckingham for premises making application after 12 midnight.

The applicant describes the nature of the proposed variation "He would like the variation in order to achieve higher sales".

He asks for extended alcohol sales but not extended opening hours.

He does not offer any conditions to promote any of the licensing objectives.

The latest government guidance states=

8.43 While applicants are not required to seek the views of responsible authorities before formally submitting their application, they may find them to be a useful source of expert advice on local issues that should be taken into consideration when making an application. Licensing authorities may wish to encourage co-operation between applicants, responsible authorities and, where relevant, local residents and businesses before applications are submitted in order to minimise the scope for disputes to arise.

8.44 Applicants are expected to provide licensing authorities with sufficient information in this section to determine the extent to which their proposed steps are appropriate to promote the licensing objectives in the local area. Applications must not be based on providing a set of standard conditions to promote the licensing objectives and applicants

are expected to make it clear why the steps they are proposing are appropriate for the premises

Thames Valley Police would object to this application and ask that the hour's policy for Buckingham be invoked.

It would also object on the grounds that the applicant has offered no conditions to promote the licensing objectives and the application itself seeks to promote greater sales of alcohol.

From: sabaratnam sivananthan [mailto:~~XXXXXXXXXXXX@XXXXXX~~]
Sent: 15 October 2018 19:54
To: Ashton, Kerryann
Subject: Re: Premises Licence Variation - 28 West Street, Buckingham

Dear Kerryann,

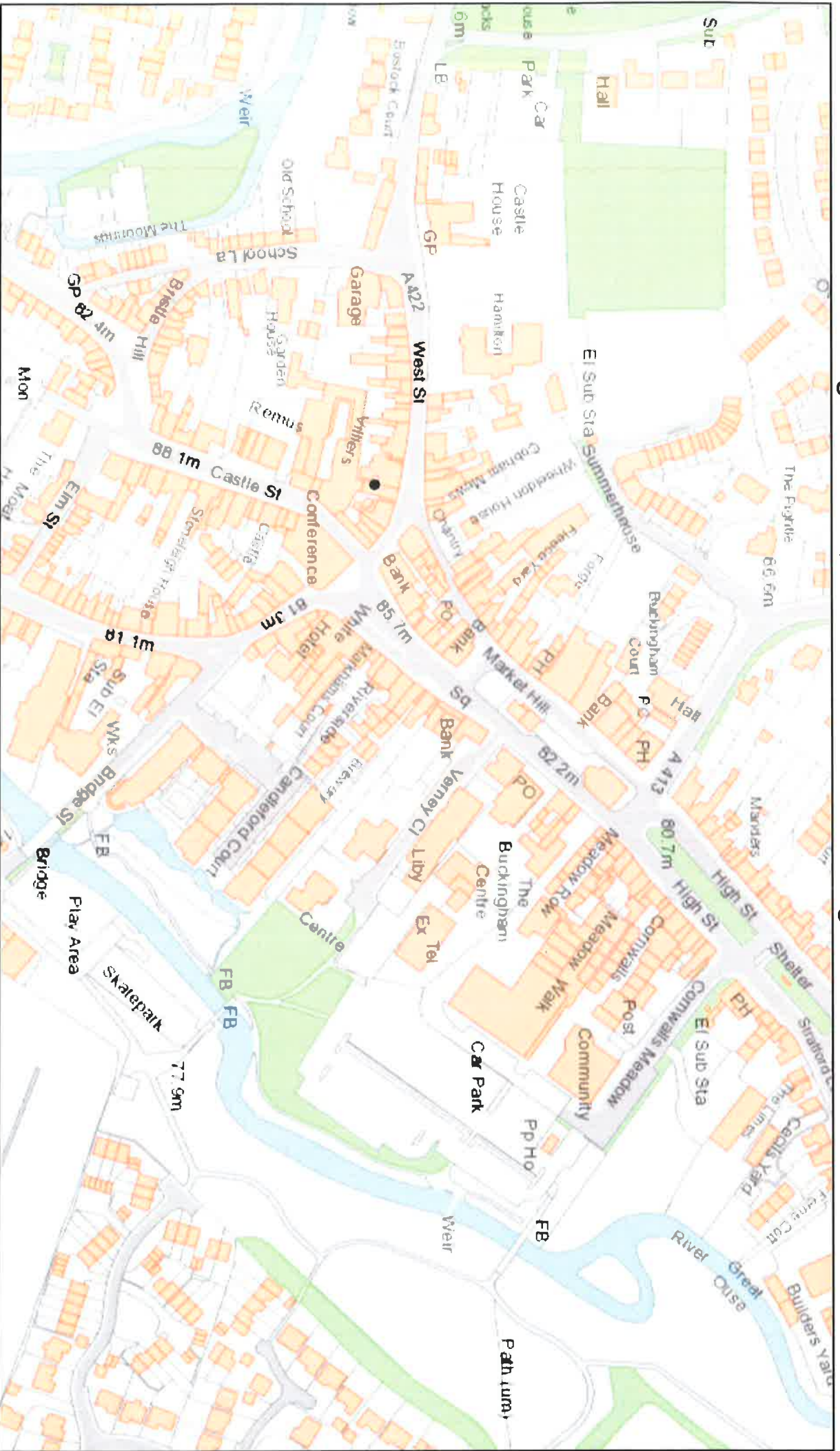
We appreciate that the hours requested beforehand may not have been appropriate. I would like request to amend, if possible, the desired hours applied for, from 6am - 1am to 6 am to 11:30 pm. Please could you inform me of any further action that I need to take to aid with this process.

Thank you,

Regards,

Sivananthan

Buckingham Store, 28 West Street, Buckingham MK18 1HE



10/18/2018, 3:54:29 PM

1:2,500
0 0.02 0.04 0.08 mi
0 0.03 0.07 0.13 km
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