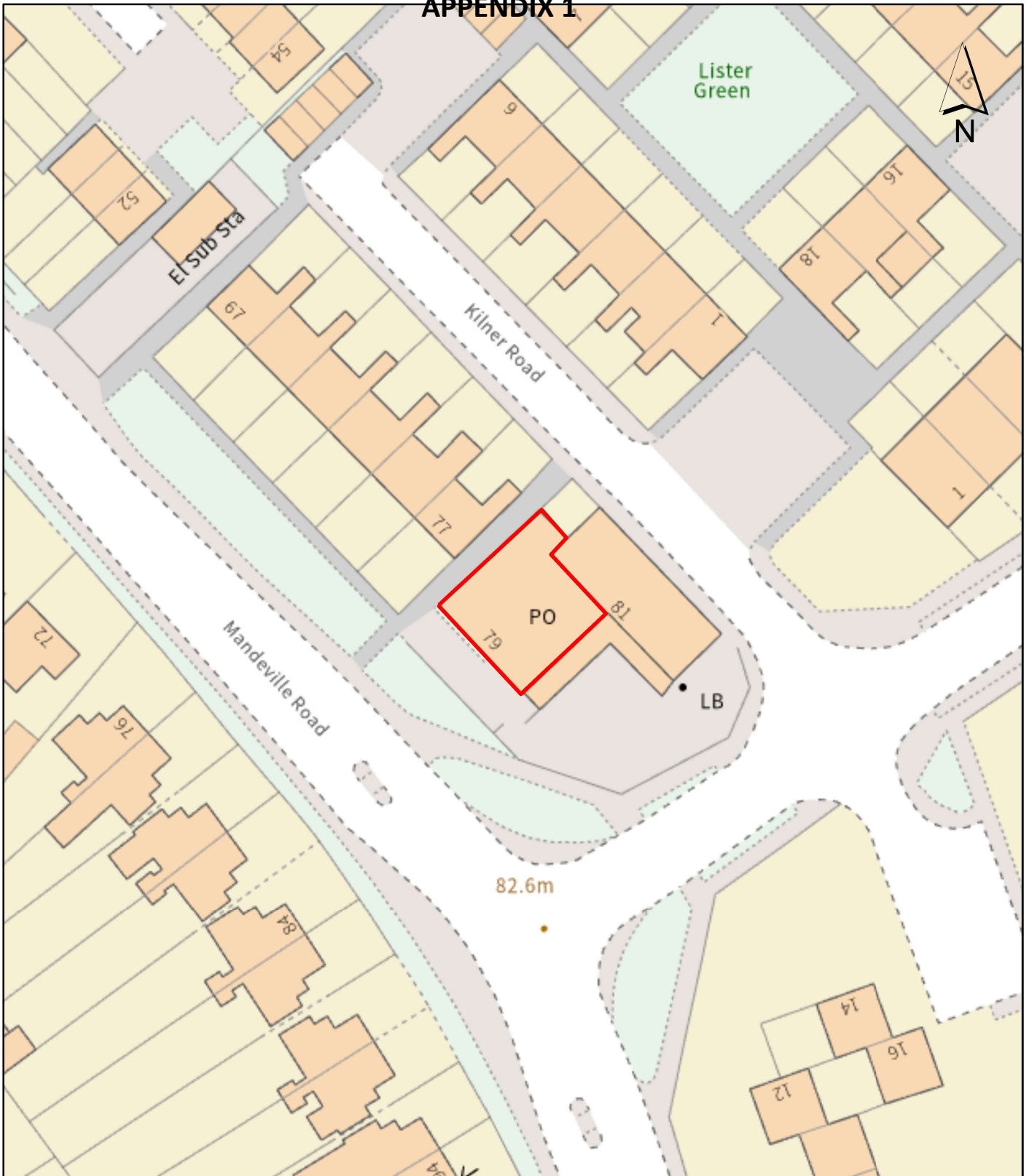


**APPENDIX 1**



Directorate For Communities  
Walton Street Offices  
Walton Street  
Aylesbury  
HP20 1UA

**PROJECT : Licensing - PR202302-293748**

**Title :** 79 Mandeville Road  
Aylesbury  
HP21 8AG

Scale : 1:1,000

Date : 13/03/2023

Drawn by : CS

APPENDIX 2

● CCTV - CAMERA

● CCTV - MONITOR

● ALARM - P.I.R

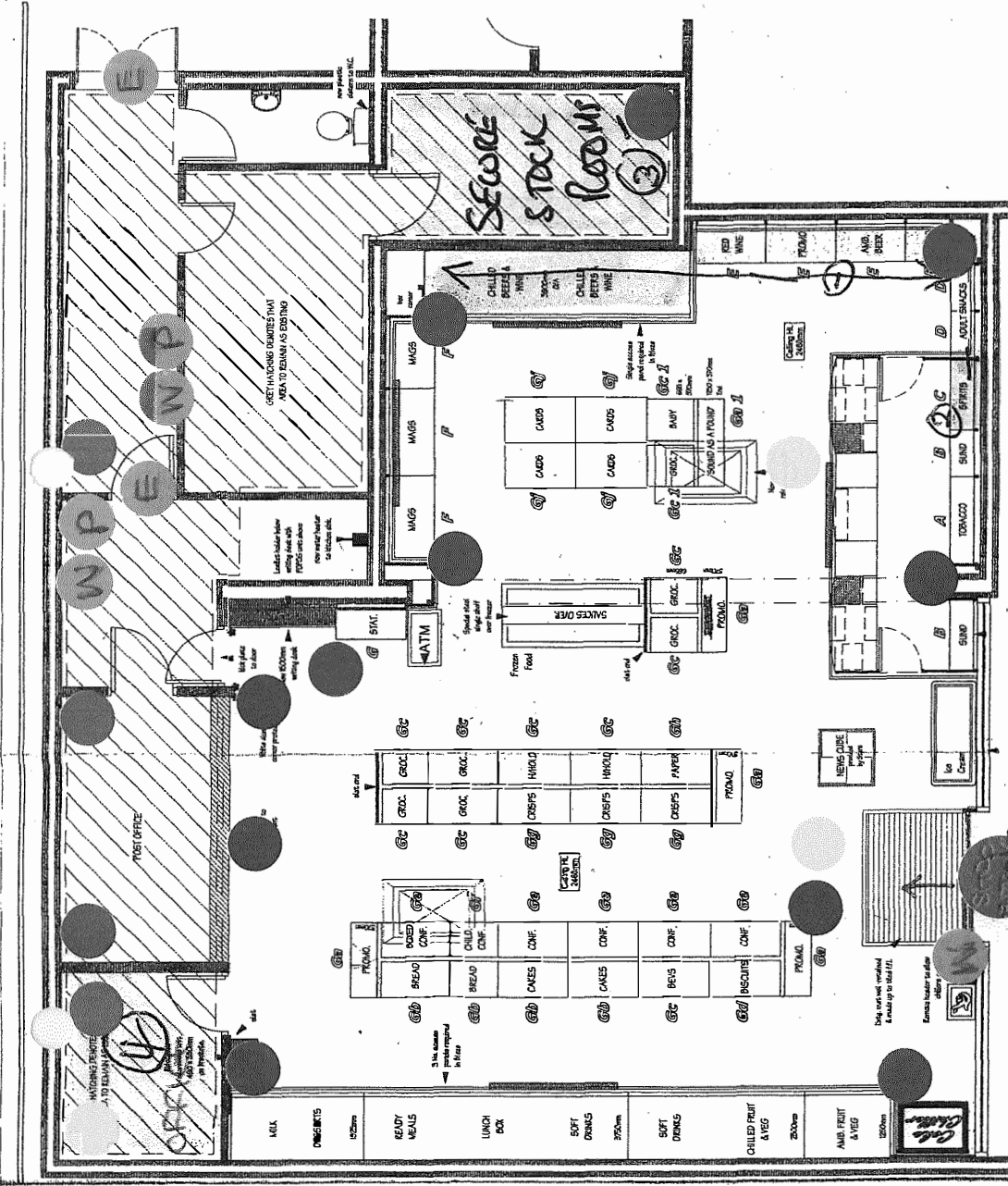
● FIRE EXIT

● FIRE EXTINGUISHER  
WATER

● FIRE EXTINGUISHER  
POWDER

SCALE 1:100

JULY 2005



STARS NEWS SHOPS  
79 MANDERVILLE RD  
AYLESBURY  
BUCKINGHAMSHIRE  
HP21 8AG  
BRANCH 330

## APPENDIX 3



### Directorate for Communities

#### Licensing Services

The Gateway  
Gatehouse Road  
Aylesbury  
HP19 8FF

Licensing@buckinghamshire.gov.uk

01296 585605

www.buckinghamshire.gov.uk

## Premises Licence

**Premises Licence Number** PR0518 (PR202302-293289)  
**Date Issued** 06 Feb 2023

### Premises Details

**Address - Location** The Co-operative Store  
79 MANDEVILLE ROAD  
AYLESBURY  
HP21 8AG

**Telephone Number** 01296 485588

**Where the licence is time limited, the dates** Not Applicable

### Licensable Activities

**Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities:**

**Opening Times** Not Stated

**Where the licence authorises supplies of alcohol whether these are on and / or off supplies**

Alcohol is supplied for consumption off the premises only

### Sale by Retail of Alcohol

Monday: 08:00 - 23:00 Tuesday: 08:00 - 23:00 Wednesday: 08:00 - 23:00 Thursday: 08:00 - 23:00 Friday: 08:00 - 23:00 Saturday: 08:00 - 23:00 Sunday: 10:00 - 22:30

**Location:** Off the premises

**Seasonal Variations:** Not Applicable

**Non-Standard Timings:** Not Applicable

## Licence Holder

**Name:**

Samy Limited

**Address:**

73-78 Corporation Road  
Middlesbrough, TS1 1LY  
United Kingdom

**Telephone Number:** Not Stated

**Email Address:** Not Stated

**Company No:** 07689168

## Designated Premises Supervisor

**Name:**

Saravanakumar Selvakumar

**Address:**

31 Athol Street  
Middlesbrough, TS1 4LB  
United Kingdom

**Telephone Number:** Not Stated

**Email Address:** Not Stated

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

**Personal Licence Number:** MBRO/PL1546/093461

**Issuing Council:** Middlesbrough



**Lindsey Vallis**

**Transport Service Director**

## Annex 1 – Mandatory Conditions

The following conditions apply to all premises licences under the circumstances described, with the exception of community premises which are subject to the alternative licence condition. These following conditions are in addition to any conditions shown on the licence under Annex 2 and Annex 3.

### **Premises licences authorising the sale or supply of alcohol**

**Conditions 3, 4 and 6 do not apply to premises only licensed for consumption of alcohol “off” the premises.**

### **Condition 1**

No supply of alcohol may be made under the premises licence –

- (a) At a time when there is no designated premises supervisor in respect of the premises licence; or
- (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

### **Condition 2**

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

### **Condition 3**

(1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises.

a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

#### **Condition 4**

The responsible person must ensure that free potable (drinking) water is provided on request to customers where it is reasonably available.

#### **Condition 5**

(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 licences 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.

#### **Condition 6**

The responsible person shall ensure that –

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml; and

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

## Condition 7

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.

a. 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 that 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.

(2) 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.

## **If the premises licence allows exhibition of films**

### **Condition 8**

Where a premises licence authorises the exhibition of film, the admission of children under the age of 18 to film exhibitions permitted under the terms of this licence shall be restricted in accordance with any recommendations made by:

- (a) The British Board of Film classification (BBFC), where the film has been classified by that Board or
- (b) The Licensing Authority where no classification certificate has been granted by the BBFC, or, where the Licensing Authority has notified the licence holder that section 20 (3) (b) applies to the film in question and the admission of children must be in accordance with any recommendation made by the Licensing Authority.

## **If the premises licence has conditions in respect of door supervisors**

### **Condition 9**

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:

- (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- (b) be entitled to carry out that activity by virtue of section 4 of the Act.

2. But nothing in subsection (1) requires such a condition to be imposed:

- (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films); or
- (b) in respect of premises in relation to:
  - (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
  - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

3. For the purposes of this section:

- (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) and
- (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.



## **Annex 2 - Conditions consistent with the operating schedule**

- 1) Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours mean:

- a) On weekdays, other than Christmas Day, 8.00am to 11.00pm.
- b) On Sundays, other than Christmas Day, 10.00am to 10.30pm.
- c) On Christmas Day, 12.00noon to 3.00pm and 7.00pm to 10.30pm.
- d) On Good Friday, 8.00am to 10.30pm.

The above restrictions do not prohibit:

- a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
- b) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- c) the sale of alcohol to a trader or club for the purposes of the trade or club;
- d) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;

- 2) Alcohol shall not be sold in an open container or be consumed in the licensed premises.

### **General licensing objectives**

None

### **The prevention of crime and disorder**

None

### **The prevention of public nuisance**

None

### **Public safety**

None

### **The protection of children from harm**

None

## **Annex 3 - Conditions attached after a hearing by the licensing authority**

Not applicable

# APPENDIX 4



**Buckinghamshire**  
**Application to vary a premises licence**  
**Licensing Act 2003**

For help contact  
[Licensing@buckinghamshire.gov.uk](mailto:Licensing@buckinghamshire.gov.uk)  
Telephone:

\* required information

## Section 1 of 18

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

Not Currently In Use

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

Your reference

AGS/34256/26

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

Samy Limited

\* Family name

Samy Limited

\* E-mail

asanders@wslaw.co.uk

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

07689168

Business name

Samy Limited

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

VAT number

- NA

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

Legal status

Private Limited Company

*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

**Section 2 of 18**

**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 (£)

17,750

### Section 3 of 18

#### 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 79 Mandeville Road, Aylesbury, HP21 8AG.

The variation is to do the following:

1. Extension of the hours for the sale of alcohol to 24 hours daily.
2. Provision of late night refreshment between the hours of 2300 and 0500 daily.
3. To remove the conditions listed in Annex 2, including those that restrict the sale of alcohol on Christmas Day and Good Friday.
4. To include in Annex 2 the conditions in boxes b to e of Section 16 of the application.

### Section 4 of 18

#### 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

### Section 5 of 18

#### 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?

Continued from previous page...

Yes

No

### Section 6 of 18

#### 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

### Section 7 of 18

#### 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

### Section 8 of 18

#### 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

### Section 9 of 18

#### 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

### Section 10 of 18

#### 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

### Section 11 of 18

#### 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

**Section 12 of 18**

**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.

## Section 13 of 18

### 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.

**Section 14 of 18**

**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...

**Section 15 of 18**

**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.

- 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.

**Section 16 of 18**

**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.

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,

*Continued from previous page...*

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.

#### **Section 17 of 18**

#### **NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

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.

## Section 18 of 18

### 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](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 (£)

190.00

### DECLARATION

I/WE UNDERSTAND THAT 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.

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

Winckworth Sherwood LLP

\* Capacity

Agent

\* Date

07 / 02 / 2023  
dd mm yyyy

Add another signatory

*Continued from previous page...*

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/buckinghamshire/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	<input type="text" value="AGS/34256/26"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
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## APPENDIX 5



**Trevor Hooper**  
Licensing Officer  
Aylesbury/chiltern

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

Tel: 01296 396034

Fax:

trevor.hooper@thamesvalley.pnn.police.uk

[www.thamesvalley.police.uk](http://www.thamesvalley.police.uk)

16<sup>th</sup> February 2023

Dear Mr Gallacher,

**Re= Budgens, 79 Mandeville road, Aylesbury, Bucks. HP21 8AG.**

**Application to vary a premises licence.**

This is an application to substantially vary the hours of operation for the above named premises.

The application is to=

1. Extend the hours for the sale of alcohol to 24 hours daily.
2. To include the provision of late night refreshment between the hours of 2300 and 0500 daily.
3. To remove certain conditions.
4. Include conditions as listed in Annex 2 boxes b to e.

The licence as it currently stands allows the sale of alcohol Monday to Saturday between the hours of 0800 and 2300, Sunday 10.00 to 22.30. With no non-standard timings.

The premise is a single story building located at the Junction of Mandeville road and Harvey road with the entrance facing out onto Harvey road. It has been at this location for many years, to my knowledge over 45. It is adjacent to a fish and chip shop which has also been there for many years. The fish and chip shop closes a 9pm each day it is open. It is surrounded on all four sides by dwelling houses, of which the ones opposite are a number of Old people's bungalows. The car park for the use of the premise is sat to the right of the premise as you look at it this itself is bordered on two sides by dwelling houses. To the front of the shop and chip shop is an open paved space surrounded by railings, with this space is seating and flower beds.

It is fair to say that over the years this area has seen few problems by either crime and disorder or public nuisance. It has not been termed a hot spot like some of our later opening premises. To be fair these are normally within the town as we have no other premises that are 24/7 other than the large supermarkets that sit outside the town on the industrial estates.

The premise in its application does not stipulate the style of its late night refreshment offering. Under this section it states that this provision will take place inside the premises but customers may leave the premises with items purchased. When asked, staff stated that the refreshment may consist of coffee and if requested they could provide Hot Dogs.

The council's Licensing policy sets out the role of the council, at 1.5 and 1.6 it lays out its aims to make Buckinghamshire the best place to live, raise a family, work and do business. It goes on to talk about outstanding public spaces a place where residents, regardless of background have access to great opportunities, living healthy successful lives and aging well with independence, it states that they are the council's key priorities, and that licensing has a crucial role to play in achieving these goals.

It seeks to balance the interests of business and residents.

The police would not seek to object to this application by way of the Crime and Disorder objective under the licensing act, although this is untested at the moment as no 24hour licence is in place but would object under The prevention of public nuisance objective.

The council within their policy recognise at 3.35 the prevention of Public Nuisance and the causes of such problems. It quotes the negative effects of such things as, noise, light odour, dust and litter. It talks about noise escape from the premises, customer arrival and departure, customer parking, staff arriving and leaving, delivery of goods, outside areas, litter, street drinking.

The applicant has not within the application offered any conditions that would promote The prevention of public nuisance objective within or outside of the premises. It does not offer any conditions that would prevent Anti-Social Behaviour. The application as it stands offers nothing to prevent the area becoming a hot spot.

T I Hooper

Licensing Officer.



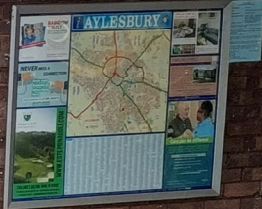
FREE  
BALANCE  
BODIES  
HERE

WASD



TIDE FISH & CHIPS 61





**FREE  
CASH  
WITHDRAWALS  
HERE**

 PayPoint |  Counter Cash

**ASK INSIDE FOR MORE  
INFORMATION**



FISH & CHIPS





## APPENDIX 6 Directorate for Planning, Growth and Sustainability

Strategic Environmental Health Protection

Licensing Act 2003 Response

<b>To:</b>	Licensing
<b>From:</b>	Charlie Robinson – Environmental Protection Officer
<b>Site Address:</b>	79 Mandeville Road, Aylesbury, Buckinghamshire HP21 8AG
<b>Proposal:</b>	Application for the variation of a premises licence
<b>Our Reference:</b>	PR202302-293982
<b>Date:</b>	6 <sup>th</sup> March 2023

### Re: Application for the variation of a premises licence

I acknowledge safe receipt of the premises licence variation application documentation (including proposed amended timings and operating schedule).

I am an authorised officer of the Council as set out in Section 69(2)(d) of the Licensing Act 2003. I fulfil the duties of a Responsible Authority as defined by Section 69(4)(e) of the Act in terms the Council's statutory functions associated with the minimisation or prevention of risks associated with pollution to the environment or harm to human health.

Environmental Health have reviewed the proposed variation to the licence and have established concerns in relation to potential noise from the premises which would not promote the prevention of public nuisance objective.

The premises is situated in a highly residential area with neighbouring residential properties being in close proximity on all four sides of the premises, namely properties on Mandeville Road, Kilner Road and Harvey Road. To the front of the premises and neighbouring takeaway, there is an open paved area with seating.

Environmental Health have not received any nuisance related complaints in respect of this premises, however it is felt that if the application were granted as applied for, the premises would pose a risk of becoming a source of noise nuisance during the late hours of the night/early morning. This could result from general customer noise, potential for noise from customers gathering in the open space outside of the premises and also potentially from the plant and equipment needing to operate for longer periods of time (i.e. air conditioning/heating, refrigeration equipment). The plant area for the premises is located at the rear of the premises and is within approximated 5 meters of the neighbouring property on Kilner Road.

Unfortunately, the applicant has not provided sufficient information in support of this application to allay Environmental Health's concerns in relation to the above. Whilst the addition of CCTV as a condition is a positive proposal, the only condition directly attributed to the prevention of public nuisance relates to adequate waste receptacles being provided. Environmental Health would have welcomed further controls to be proposed by the applicant which addressed areas such as;

- Waste and litter collection.
- Time restrictions on emptying waste receptacles to prevent disturbances for neighbours.
- Active monitoring of the premises and outside area.
- Training for staff to prevent disturbances.
- Complaints procedure and records/log.

It is also not clear whether the premises will be offering delivery services through online delivery platforms/apps. As such, clarity is requested in relation to this matter and if this is the case, Environmental Health would suggest that further controls would be required, should the application be granted. Such controls may include restrictions on timings for delivery services to be available etc. to prevent unreasonable levels of noise from delivery services going to and from the premises.

Without further information about the applicant's intentions or proposed controls, **Environmental Health hereby object to the application being granted in its current form.** However, engagement and further information from the application would be supported.

If you would like to discuss this case, please do not hesitate to contact me.



# APPENDIX 7

## BUCKINGHAMSHIRE COUNCIL

### MEMO

To: Licensing Services

From: Catriona Crelling

Tel Ext: 5875

Date 02.03.2023

Ref: PR202302-293748

Ref:

#### **Application to Vary a Premises Licence**

**Samy Limited, 79 MANDEVILLE ROAD, AYLESBURY, HP21 8AG**

I am submitting a representation on behalf of the Licensing Authority in respect of this application to vary a premises licence. In drafting this representation, careful consideration has been given to the promotion of the four licensing objectives, the Buckinghamshire Council Statement of Licensing Policy, "The Policy" and the Secretary of State Section 182 Guidance, "The Guidance".

The current licence permits sale of alcohol between the hours of 08:00 and 23:00 hours Monday to Saturday and between 10:00 and 22:30 on Sundays.

The application is to allow 24 hour sale of alcohol for consumption off the premises only, to add late night refreshment between the hours of 23:00 and 05:00 and to amend conditions in Annex 2 of the current licence, including removal of restricting sale of alcohol hours on Good Friday and Christmas Day.

The premises licence for 79 Mandeville Road, previously held by Mid Counties Co Op Ltd, was transferred to the current licence holder Samy Limited on 06.02.2023. This shop, which I have seen is now trading as a Budgens, is next to a fish and chip shop and faces onto a paved area with railings around the perimeter and includes bench seating. There are parking spaces available for customers and residents to use to the side of the shops. There are residential properties in close proximity surrounding these shops. The fish and chip shop's website states that they are open between the hours of 16:00 and 20:00 Tuesday to Saturday and are also open 12:00 to 14:00 on a Friday and Saturday.

Paragraph 8.41 of the Guidance states: "In completing an operating schedule, applicants are expected to have regard to the statement of licensing policy for their area. ...applicants are also expected to undertake their own enquiries about the area in which the premises are situated to inform the content of the application."

The Guidance goes on to state, paragraph 8.42: "Applicants are, in particular, expected to obtain sufficient information to enable them to demonstrate, when setting out the steps they propose to take to promote the licensing objectives that they understand:

- the layout of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children may congregate;
- any risk posed to the local area by the applicants' proposed licensable activities..."

At paragraph 8.43, "Applicants are expected to include positive proposals in their application on how they will manage any potential risks.

Finally, the Guidance states at paragraph 8.43, "It is expected that enquiries about the locality will assist applicants when determining the steps that are appropriate for the promotion of the licensing objectives. For example, premises with close proximity to residential premises should consider what effect this will have on their smoking, noise management and dispersal policies to ensure the promotion of the public nuisance objective. Applicants must consider all factors which may be relevant to the promotion of the licensing objectives, and where there are no known concerns, acknowledge this in their application."

Paragraph 3.11 of Buckinghamshire Council's Policy states:

"in line with the duty to promote the licensing objectives, the Licensing Authority's Policy is to respect the right of residents to peace and quiet. In general, the Licensing Authority will take a more stringent approach to licensing hours in areas of higher residential density where there is greater risk of public nuisance."

In paragraph 3.13 it states:

"Shops, stores and supermarkets will normally be free to provide sales of alcohol for consumption off the premises at any times when the retail outlet is open for shopping unless there are good reasons, based on the licensing objectives, for restricting those hours. Further, in the case of individual shops which are known to be a focus of disorder and disturbance then, subject to representations from, for example, the police or other persons, a limitation on licensing hours may be appropriate."

Having reviewed the application, I believe that the applicant has disregarded statutory guidance and Council policy.

There is insufficient detail within the application to determine the nature of the late night refreshments that will be on offer or who their anticipated customers will be.

The premises is located in a highly residential area. It is of concern that the proposed operating schedule gives no indication of the applicant being aware of the premises proximity to residential properties and fails to set out how they intend to meet the licensing objectives, in particular that of preventing public nuisance such as street drinking in the vicinity of the shop and the attraction of customers who may already be inebriated. There is no reference to logging refusals of sale of alcohol, signage advising customers to respect local residents when leaving the premises or actively discouraging the consumption of alcohol directly outside the premises.

Whilst it is acknowledged that the Licensing Authority are not aware of any current issues with street drinking or anti social behaviour in this area, there is a significant risk that the proposed increase in hours and the addition of late night refreshment, will have an adverse impact on promotion of the licensing objectives.

It is the recommendation of the Licensing Authority that this application be refused.

Yours sincerely

A handwritten signature in black ink that reads "Catriona Crelling". The signature is written in a cursive style with a long horizontal stroke at the end of the last word.

Catriona Crelling  
Senior Licensing Officer

## APPENDIX 8

**From:** [Denise Summers \(Cllr\)](#)  
**To:** [Kerryann Ashton](#)  
**Cc:** [Sue Chapple \(Cllr\)](#); [David Thompson \(Cllr\)](#); [Conservatives AVDC Roger King](#); [Licensing Mailbox](#)  
**Subject:** FW: [EXTERNAL] Fwd: FW: Objection - Application for a variation to a Premises Licence received - The Co-operative Store, 79 MANDEVILLE ROAD, AYLESBURY, HP21 8AG  
**Date:** 08 March 2023 16:38:26

---

Dear Kerryann

On behalf of the Aylesbury South East Ward Buckinghamshire Councillors and also the Aylesbury Town Council Mandeville & Elm Farm Ward Councillors who have all been copied into this email, our objections to the above application are as detailed below:

#### Prevention of public nuisance objective

We are raising an objection on the grounds that the large open space, with seating, in front of the shop could result in individuals congregating in the area, particularly in the early hours, causing a disturbance to the surrounding neighbourhood. License to sell alcohol over a 24 hour period in a predominately residential area, which includes a large number of bungalows for elderly residents, has been known to lead to problems of an antisocial nature. Maybe an extension to the license, only up to 12 midnight, could negate this issue and alleviate concern. Additionally the situation of the shop and the inevitable increase in delivery vehicles, especially early morning, may cause temporary obstruction and impact on the already congested roads.

#### Public safety objective

We are objecting on the grounds that 24 hour opening hours could give rise to increased litter which could cause hazards to the public. Parking in the area is also of concern as individuals currently using the shop together with the adjacent fish and chip takeaway, despite a parking area nearby, tend to park on the corners of the access roads and have been known to cause obstructions as a result.

#### Prevention of crime/disorder objective

Whilst there shouldn't be a risk of a crime and disorder incident as a result of the 24-hour licensing/food application, the fact that Individuals are likely to be congregating in the area, whilst drinking etc. could, in turn, lead to altercations and disruptive behaviour.

#### Protecting children from harm objective

None, as hopefully the children would be safely at home during the late night/early hours.

#### General licensing objectives

The main objection is a concern that a license to sell alcohol over a 24 hour period in a predominately residential area could lead to problems of an anti social nature.

Kind regards

Denise  
Cllr Denise Summers

# APPENDIX 9

## Samy Limited Aylesbury Revised Operating Schedule

As at 13 March 2023

### Alcohol hours

0000 to 2400

### Late night refreshment

2300 to 0500

### Opening hours

0000 to 2400

### Conditions

1. A digital CCTV system will be installed, or the existing system maintained, such system to be fit for the purpose and to be to the reasonable satisfaction of the police.
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. Images shall be provided to the police or to an authorised officer of the licensing authority within 24 hours of request.
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. 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.
8. Adequate waste receptacles for use by customers shall be provided in and immediately outside the premises.
9. 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 or method of identification that complies with any mandatory condition that may apply to this licence.
10. Signage informing customers of the age verification policy adopted at the premises will be prominently displayed.
11. All staff engaged or to be engaged in the sale of alcohol on the premises shall receive the following training in age restricted sales:
  - Induction training which must be completed and documented prior to the sale of alcohol by the staff member.
  - Refresher/reinforcement training at intervals of no more than 6 months.Training records will be kept at the premises available for inspection by a police officer or other authorised officer on request.
12. All cashiers shall be trained to record refusals of 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 or other authorised officer on request.
13. An incidents 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 or other authorised officer on request.
14. All sales tills shall prompt the cashier making a sale of alcohol to verify that the customer is aged 18 or over.
15. Signage will be displayed in prominent positions within the store warning adults not to attempt to buy alcohol for those under 18 years of age.

16. 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.
17. There shall be no sale of beer, lager, or cider with an ABV content of 6% ABV or above save for premium products which have been agreed with the police (email authority will suffice).
18. There shall be no self-service of spirits except for spirit mixtures with an ABV not exceeding 6% ABV.
19. There shall be no alcohol available by self-service within 5 metres of the store entrance.
20. The premises licence holder shall endeavour to eliminate or minimise any nuisance arising out of its licensable activities. In doing so the premises licence holder will work with enforcement authorities where any issues are identified. Local residents will be provided with contact details if necessary.
21. No collections of waste or recycling materials (including bottles) from the premises shall take place between 22:00 hours and 07:00 hours on the following day.
22. No deliveries to the premises shall take place between 22:00 hours and 07:00 hours the following day.
23. The licence holder will ensure that its staff monitor and keep clean the pavement area to the front of the premises.
24. The entrance door to the shop will be closed to customers between the hours of 2400 and 0600. Any sales between these hours will be made through the night pay window.

Should there be delivery of alcohol from the premises the following conditions will apply:

25. The licence holder will display a notice in a prominent position on the premises reminding all couriers:
  - to ensure that their vehicles are not left idling.
  - to keep noise to a minimum when collecting orders for delivery; and
  - having collected their order to leave the immediate vicinity of the premises as quietly as possible.
26. Delivery of alcohol shall be to a residential address or place of work. The delivery of alcohol must be by way of hand over to a person.