

Report of the Assistant Director Corporate Services to a Hearing before the Bradford Area Licensing Panel to be held on 23 September 2008

J

Subject:

Application for Variation of a Premises Licence for Daisy Hill Stores, 29 Daisy Hill Lane, Heaton, Bradford

Summary statement:

Application for variation to extend permitted hours for the sale of alcohol.

Suzan Hemingway
Assistant Director Corporate Services (City Solicitor)

Report Contact: Melanie McGurk
Senior Licensing Officer
Phone: (01274) 431873
E-mail: melanie.mcgurk@bradford.gov.uk

Portfolio:

Corporate

Improvement Committee Area:

**Corporate Improvement Committee
Safer and Stronger Communities**



2006-2007
Improving Rural Services
Empowering Communities



INVESTOR IN PEOPLE

Suzan Hemingway, Assistant Director Corporate Services (City Solicitor)



1. Summary

1.1 The applicant

Aqeel Afzal. A copy of the application is included at Appendix 1.

1.2 The Premises

Daisy Hill Stores, 29 Daisy Hill Lane, Heaton, Bradford

1.3 Designated Premises Supervisor

Aqeel Afzal

1.4 Current Licence

The premises currently hold a Premises Licence with the following permitted hours;

Sale/supply of alcohol

Monday to Saturday:	08.30 to 23.00
Sunday:	10.00 to 22.30
Good Friday:	08.00 to 22.30
Christmas Day:	Noon to 15.00
Christmas Day:	19.00 to 22.30

The Operating Schedule is attached at Appendix 2 of this report.

1.5 Variation Application

The variation application has been submitted to extend permitted hours for the sale of alcohol (for consumption off the premises).

Sale of alcohol/premises opening hours

Monday to Thursday:	08.00 to 03.00
Friday & Saturday:	08.00 to 06.30
Sunday:	08.00 to 01.00

1.6 Steps proposed by the applicant to address the Licensing Objectives

a) Prevention of crime and disorder will be achieved by;

Do not sell to clients that are over the limit.

b) Public Safety will be achieved by;

If the client is disorderly do not sell alcohol.

c) Prevention of public nuisance will be achieved by;

If the client has had too much to drink do not sell more alcohol.

d) Protection of children from harm will be achieved by;

Always check I.D. before selling alcohol.

e) General – all four licensing objectives

Take note of above.

2. Relevant Representations Received

2.1 Interested Parties

Local residents – 6 letters of representation have been received from local residents on the grounds of an anticipated increase in noise, disturbance and anti social behaviour from patrons using the premises late at night. Concern is also raised about broken glass, bottles, cans and litter thrown outside the premises and damage caused to property.

The letter of representation is attached at Appendix 3.

3. Legal Appraisal

3.1 The Licensing Act 2003 requires the Council to carry out its various licensing functions so as to promote the following four licensing objectives:

- a) The prevention of crime and disorder
- b) Public safety
- c) The prevention of public nuisance
- d) The protection of children from harm

3.2 The Council must also have regard to the guidance issued by the Department of Culture Media and Sport under Section 182 of the Licensing Act 2003. Regard must also be taken of the Council's statement of Licensing Policy for the District.

3.3 Where it is decided it is necessary to depart from the statutory guidance or the Licensing Policy on the merits of a particular case; then special reasons justifying this must be given that can be sustained.

3.4 Only "relevant representations" by or expressly on behalf of a defined "interested party" or "responsible authority" can be taken into account. In order to be "relevant" a representation must fairly relate to achieving a licensing objective. If it does not, it must be discounted.

3.5 Any licensing conditions that Members may propose attaching must also relate to achieving one of the licensing objectives; be tailored to the actual premises and style of licensable activity; must be reasonably achievable by the applicant and in his/her control.

4. Statement of Policy Issues

4.1 The following parts of the Licensing Policy are of particular importance; Part 6 (prevention of Public Nuisance).

4.2 The Annexes to the Policy sets out various types of model condition that could be considered. Those in Annex A; Annex B; Annex D and Annex E may have conditions that are of particular relevance.

5. **Legal Options**

5.1 Members may:

- (a) Vary the premises licence as applied for subject to any mandatory conditions and the precautions specified in the operating schedule submitted.
- (b) Vary the premises licence in whole or in part subject to such additional conditions relating to achievement of the licensing objectives as members think fit; or
- (c) Refuse to vary the premises licence.

5.2 Should the applicant or any other party to the hearing feel aggrieved at any decision with regard to the licence or to any conditions or restrictions attached by Members they may appeal to the Magistrates Court.

6. **Financial and resource appraisal**

6.1 There are no apparent finance or resource implications.

7. **Other implications**

7.1 **Equal Rights**

There are no apparent equal rights implications.

7.3 **Community safety implications**

There are no apparent community safety implications.

7.4 **Human Rights Act**

The following rights are applicable:

Article 1 First Protocol to the Convention – Right to peaceful enjoyment of possessions subject to the state's right to control the use of property in accordance with the general interest. The Council's powers set out in the recommendations fall within the states right. A fair balance must be struck between public safety and the applicant's rights.

Article 6 – A procedural right to a fair hearing. As refusal of the application is an option, adherence to the Panels' usual procedure of affording a hearing to the applicant is very important. The applicant should also be able to examine the requirements of the fire authority. If the decision is to refuse then reasons should be given.

8. Not for publication documents

8.1 None

9. The Role of the Panel

9.1 Members are invited to consider the information and documents referred to in this report and, after hearing interested parties, determine the related application(s).

10. Appendices

1. Application form received on 6 August 2008. (In the interests of economy this document has been sent to Members of the Panel only. A public inspection copy is available in Committee Secretariat, Room 112, City Hall, Bradford or on www.bradford.gov.uk).
2. Operating schedule.
3. Letters of representation from local residents.

11. Background documents

Application form, plan etc

City of Bradford Metropolitan District Council

www.bradford.gov.uk

Licensing Team, Room 402, City Hall, Bradford, BD1 1HY

Application for a premises licence to be granted ~~under the Licensing Act 2003~~ VARIATION

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I/we AGEEL AFZAL (insert name(s) of applicant) apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description <u>29 Daisy Hill Lane</u> <u>HEATON</u> <u>BRADFORD</u> <u>BD9 6BN</u>	
Post town <u>BRADFORD</u>	Post code <u>BD9 6BN</u>

Telephone number at premises (if any)

01274 480813 / 07882 931253

Non domestic rateable value of premises

£ 3,350.00.6F

BD/PER 0045

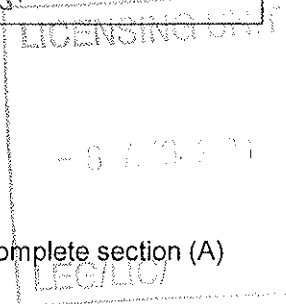
Part 2 – Applicant Details

Please state whether you are applying for a Premises Licence as:

- a) an individual or individuals*
- b) a person other than an individual*
 - i. as a limited company
 - ii. as a partnership
 - iii. as an unincorporated association or
 - iv. Other (for example a statutory corporation)
- c) a recognised club
- d) a charity
- e) The proprietor of an educational establishment

Please tick

<input checked="" type="checkbox"/>	please complete section (A)
<input type="checkbox"/>	please complete section (B)
<input type="checkbox"/>	please complete section (B)
<input type="checkbox"/>	please complete section (B)
<input type="checkbox"/>	please complete section (B)
<input type="checkbox"/>	please complete section (B)
<input type="checkbox"/>	please complete section (B)



- f) A health service body please complete section (B)
- g) A person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital please complete section (B)
- h) The chief officer of police of a police force in England and Wales please complete section (B)

Please tick ✓

*If you are applying as a person described in (a) or (b) please confirm:

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a

- Statutory function; or
- A function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

Surname

First names

AFZAL

AQEEL

Please tick ✓

I am 18 years old or over

Current postal address if different from premises address

29 DAISY HILL LANE
HEATON

Post Town

BRADFORD

Postcode

BD9 6BN

Daytime contact telephone number

01274 480813 / 07882 931 253.

Email address (optional)

N/A

SECOND INDIVIDUAL APPLICANT (if applicable)

N/A

Mr

Mrs

Miss

Ms

Other title (for example, Rev)

Surname

First names

Please tick

I am 18 years old or over

Current postal address if different from premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

(B) OTHER APPLICANTS

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

Name	MR AQEEL AFZAL
Address	29 DAISY HILL LANE HEATON BRADFORD BD9 6BN
Registered number (where applicable)	BD/PR A0045
Description of applicant (for example, partnership, company, unincorporated association etc.)	COMPANY
Telephone number (if any)	01274 480813 / 07882 931253
E-mail address (optional)	N/A

What licensable activities do you intend to carry on from the premises?
(Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick ✓

- 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) performance 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 entertainment facilities for:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

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

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Sale by retail of alcohol (if ticking yes, fill in box M)

✓

In all cases complete boxes N, O and P

A

N/A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 3)	Both		
Tue						
Wed				State any seasonal variations for performing plays (please read guidance note 4)		
Thur						
Fri				Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat						
Sun						

B

N/A

Films Standard days and timings (please read guidance note 6)			Will the exhibition of a films take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 3)	Both		
Tue						
Wed				State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur						
Fri				Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat						
Sun						

C

N/A

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue			
Wed			
Thur			
Fri			
Sat			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 5)
Sun			

D

N/A

Boxing or wrestling entertainment Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 3)	Both	
Tue					
Wed			State any seasonal variations for the boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			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. (please read guidance note 5)		
Sat					
Sun					

E

N/A

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 3)	Both		
Tue						
Wed				State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur						
Fri				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 5)		
Sat						
Sun						

F

N/A

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 3)	Both		
Tue						
Wed				State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur						
Fri				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. (please read guidance note 5)		
Sat						
Sun						

G

N/A

Performance of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)		Indoors					
					Outdoors					
					Both					
Day	Start	Finish	Please give further details here (please read guidance note 3)							
Mon										
Tue										
Wed							State any seasonal variations for the performance of dance (please read guidance note 4)			
Thur										
Fri							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. (please read guidance note 5)			
Sat										
Sun										

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing							
			N/A							
			Will this entertainment take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)		Indoors					
					Outdoors					
					Both					
Day	Start	Finish	Please give further details here (please read guidance note 3)							
Mon										
Tue							N/A			
Wed										
Thur							State any seasonal variations for the entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)			
Fri										
Sat										
Sun			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 5)							

I

N/A.

Provision of facilities for making music Standard day and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing N/A.		
			Will the facilities for making music be indoors or outdoors or both – please tick (✓) (please read guidance note 2)		Indoors <input type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3) N/A.		
Tue					
Wed			State any seasonal variations for the provision of facilities for making music (please read guidance note 4) N/A.		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for making music at different times to those listed in the column on the left, please list. (please read guidance note 5) N/A.		
Sat					
Sun					

J

Provision of facilities for dancing Standard days & timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (✓) (please read guidance note 2)		Indoors <input type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish			
Mon			Please give a description of the facilities for dancing you will be providing N/A.		
Tue					
Wed			Please give further details here (please read guidance note 3) N/A.		
Thur					
Fri			State any seasonal variations for providing dancing facilities (please read guidance note 4) N/A.		
Sat					
Sun					
			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list. (please read guidance note 5) N/A.		

K

Provision of facilities for entertainment of a similar description to that falling within (i) or (j) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing	
			N/A	
			Will the entertainment facility be place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors
			N/A	
Day	Start	Finish	Both	
Mon			Please give further details here (please read guidance note 3)	
Tue				
Wed			State any seasonal variations for the provisions of facilities for entertainment of a similar description to that falling within (i) or (j) (please read guidance note 4)	
Thur				
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within (i) or (j) at different times to those listed in the column on the left, please list. (please read guidance note 5)	
Sat				
Sun				

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	
			N/A	
			Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish	Both	
Mon	8 AM	3 AM	Please give further details here (please read guidance note 3)	
Tue	8 AM	3 AM		
Wed	8 AM	3 AM	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)	
Thur	8 AM	3 AM		
Fri	8 AM	6.30 AM	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 5) AT MY BUSINESS PREMISES	
Sat	8 AM	6.30 AM		
Sun	8 AM	1 AM		

M

Sale of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption on or off the premises or both – please tick (✓) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
Day	Start	Finish	Both		
Mon	8 AM	3 AM	State any seasonal variations for the sale of alcohol (please read guidance note 4) None -		
Tue	8 AM	3 AM			
Wed	8 AM	3 AM			
Thur	8 AM	3 AM	Non standard timings. Where you intend to use the premises for the sale of alcohol at different times to those listed in the column on the left, please list. (please read guidance note 5) N/A -		
Fri	8 AM	6.30 AM			
Sat	8 AM	6.30 AM			
Sun	8 AM	1 AM			

State the name and details of the individual whom you wish to specify on the licence as premises supervisor	
Name	MR. AQEEL AFZAL
Address	29 Daisy Hill Lane Herton Bradford
Postcode	BD9 6BN
Personal licence number (if known)	BD/PRA0045
Issuing licensing authority (if known)	Bradford Council

N

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 8)

N/A

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) N/A
Day	Start	Finish	Non standard timings. Where you intend to open the premises to be open to the public at different times from those listed in the column on the left, please list. (please read guidance note 5) N/A
Mon	8 AM	3 AM	
Tue	8 AM	3 AM	
Wed	8 AM	3 AM	
Thur	8 AM	3 AM	
Fri	8 AM	6.30 AM	
Sat	8 AM	6.30 AM	
Sun	8 AM	1 AM	

P

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

a) General – all four licensing objectives (b, c, d, e) (please read guidance note 9)

Take note of B, c, d + e.

b) The prevention of crime and disorder

Do not sell to clients that are over the limit

c) Public safety

IF the client is disorderly do not sell alcohol.

d) The prevention of public nuisance

IF the client has had too much to drink do not sell more alcohol.

e) The protection of children from harm

Always check I.D Before Selling Alcohol -

Please tick ✓

- I have made or enclosed payment of the fee
- I have enclosed a plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>

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

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent. (See guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature *[Signature]*

Date *5th August 2008*

Capacity *N/A*

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature *N/A*

Date

Capacity

Contact Name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 19)	
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

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and provide a place for consumption of these off-supplies you must include a description of where the place is and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. 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.
7. If you wish people to be able to consume alcohol on the premises, please tick on. If you wish people to be able purchase alcohol to consume away from the premises, please tick off. If you wish people to be able to do both, please tick both.
8. 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, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Annex 1 – Mandatory Conditions

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

Embedded Conditions

3. The restrictions on permitted hours do not prohibit:
 - (a) During the first twenty minutes after permitted hours, the taking of 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 supply or sale 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
4. Alcohol shall not be sold in an open container or be consumed in the licensed premises.

Annex 2 – Conditions Consistent with Operating Schedule

All four Licensing Objectives:

None

The Prevention of Crime & Disorder:

None

Public Safety:

None

The Prevention of Public Nuisance:

None

The Protection of Children from Harm:

None

Annex 3 – Conditions attached after a hearing by the Licensing Authority

Not Applicable.

28 Hazelhurst Road.
Bradford,
West Yorkshire,
BD9 6BJ.

Department of Legal and Democratic Services,
Licensing Team,
City Hall,
Bradford,
BD1 1HY

29th August 2008

RE: Application For Variation of premises Licence at Daisy Hill Stores, 29 Daisy Hill Lane, Heaton, BD9 6BN

Dear Sirs,

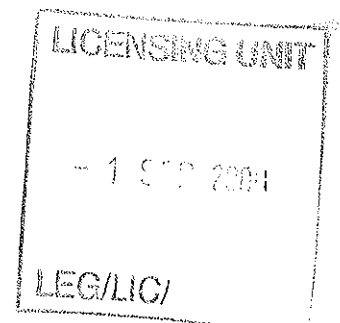
I am writing to you to lodge my objection to the above application to extend the licensing hours of the Daisy Hill Stores.

Please find below a short list of reasons I can think of why this application should not be granted.

- 1) The current licensing hours for the store are adequate.
- 2) There are 2 CO-OP stores within half a mile which serve alcohol till 11pm. A tesco mini market within 1 mile and a Spar convenience at the BP garage on Haworth Road.
- 3) Inadequate street parking on Daisy Hill Lane and Hazelhurst Brow. These roads are treated like racetracks at nighttime.
- 4) Encouraging undesirables to come into the area late at night to obtain alcohol and hang around is not a welcoming thought.
- 5) Noise levels will rise during the nighttime which will affect the immediate neighbours.
- 6) Inadequate street lighting on Daisy Hill Lane and Hazelhurst Brow and Hazelhurst Road already means these roads are not as well illuminated as they could be. Alcohol induced incidents have already affected 26 – 32 Hazelhurst Brow as reported by the then Neighbourhood Watch team.
- 7) Will encourage an increase in the already un-acceptable drug and alcohol culture in the area with more people attracted to this quiet residential area.
- 8) It is proven that alcohol and drugs are connected to crime.
- 9) A lack of Police presence in the area already will be exploited even more than it is already.
- 10) Selling alcohol for off site consumption is encouraging under age drinking and cannot be controlled as easily as selling alcohol in a licensed public house. The closure of the Queen Hotel on Daisy Hill Lane for over 6 months, also highlights there is not the demand alcohol as there used to be in the neighbourhood. Anybody wishing to drink from home I would have thought would already have bought supplies in and would not be needing to replenish at in the small hours of the morning.

Yours faithfully

John Unsworth



Dept of Legal and Democratic Services
Licensing Team
Bradford Council
City Hall
Bradford
BD1 1HY

31st August 2008

Dear Sir / Madam,

I am writing to oppose the recent application to extend licensing terms at the store on Daisy Hill Lane. The reasons for my opposition is based primarily on the reduction of alcohol-related crime in the Daisy Hill area due to increased police surveillance and the neighbourhood watch scheme.

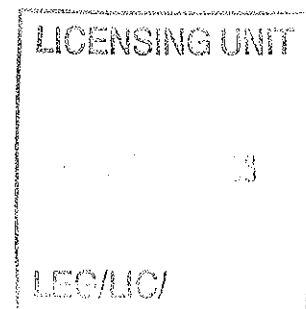
There is also a major issue for car parking with visitors to the store double parking over local residents on Daisy Hill Lane and Hazelhurst Brow. An item that has been highlighted to the police on several occasions.

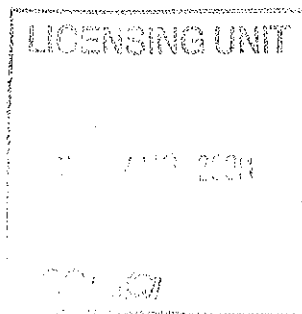
Therefore granting the store extended hours would result in inconvenience to local residents of Daisy Hill.

Finally I was disappointed to find out regarding the Notice of Application from a neighbour as several notices around the store appear to have been removed.

Yours Sincerely

Mr Asif Mohammed
Ashia Awan (Mrs)
Parveen Akhtar (Mrs)





99 Hazelhurst Road,
Daisy Hill,
BD9 6AB

21/08/08

Dear Madam/Sir,

I should like to object to the application for a licence to use Daisy Hill Stores, BD9 6BN, for the sale of alcohol/late night refreshments on the following grounds:

- this is a quiet residential area, not a town centre or entertainment complex, and the suggested opening hours would bring traffic from miles around to make use of the facility. Cars would be up and down Daisy Hill Lane half the night, all week long, and there is already too much traffic for the width of the Lane;
- this is a family area and encouraging late-night customers who are very likely to be drunk and therefore noisy, all through the week, will not only have the potential to disturb residents' sleep but could also bring in all sorts of dubious characters and set a bad example for the children of the area;
- there is already a litter/broken glass problem in the lanes and paths around. Residents are just starting to get on top of this problem; these extended opening hours would make the litter much worse; and finally;
- this is just down the hill from a psychiatric hospital, many of whose patients already have drink and drug problems. It is surely the height of irresponsibility to broaden potential access to alcohol for vulnerable people such as these.

Thank you very much for your attention. I look forward to your response.

Yours faithfully,

Isabel Cooke (Ms)

Scott Hardy

From: Elvira Suess [suesse@hotmail.co.uk]
Sent: 29 August 2008 10:18
To: Licensing Team
Subject: Objection to Licensing Extension fo Daisy Hill Stores

Elvira Suess
30 Hazelhurst Brow
Daisy Hill
Bradford
BD 9 6AQ

28th August 2008

Dear Licensing Team,

I would hereby like to raise my objections to the proposal of extending the licensing hours of the premises used as a shop, Daisy Hill Stores, by Mr. Aqeel Afzal.

I support my objections with the following comments:

- <!--[if !supportLists]--> <!--[endif]-->On numerous occasions have we, the residents, been subjected to the fact that people use the premises and sit outside to consume their purchased beverages. At times they even took these drinks and sat outside our doors and became abusive when asked to move on. On one occasion one of these persons even urinated in my front garden in full view of my children (police were called).
- <!--[if !supportLists]--> <!--[endif]-->There are often large groups of people congregating outside the shop premises.
- <!--[if !supportLists]--> <!--[endif]-->In the past the proprietor has had his premises raided and residents were informed by police that the premises had been used for the purpose of dealing with illegal drugs.
- <!--[if !supportLists]--> <!--[endif]-->It is not uncommon for customers of the premises to cause dangerous conditions with their cars as they leave them unsafe and quite regularly drivers leave their cars next to another car in order to get to the shop. An extension of licensing hours would no doubt create disturbances for residents who could and should be entitled to reasonable business hours. To date the proprietor has not managed to open or close the premises without the alarm going off. I certainly do not look forward to that now happening at 3.00 in the morning.

I have lived here nearly seven years and attest the above to be true. During these seven years I have not had the need to frequent the premises, since it became very clear from the beginning that they are not fit for purpose in order to sell foods for a variety of hygiene reasons and stock rotation issues. Rather than extending licensing hours I would advocate closure for the above reasons.

Yours sincerely,

Elvira Suess

Make a mini you on Windows Live Messenger! [Try it Now!](#)

29/08/2008

24 Hazelhurst Brow
Daisy Hill
Bradford
BD9 6AQ

28 August 2008

Department of Legal & Democratic Services
Licensing Team
City Hall
Bradford
BD1 1HY

Re: Application of variation of premises licence for Daisy Hill Stores, 29 Daisy Hill Lane,
Heaton, BD9 6BN

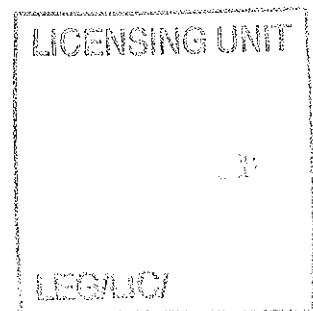
To whom it may concern,

I am writing to strongly object to the proposed extended hours of the Daisy Hill Stores. The hours applied for would have a serious damaging effect on the local residents. The store is situated in a residential area with young families and the late night hours applied for would cause unnecessary distress and misery for the community as a whole. The proposed extended opening hours would lead to an increase in noise in the area and at night noise travels long distances.

The store attacks youths in groups of cars where they deal and consume drugs outside the store and outside our homes. The drug dealing occurs while the store is open and after it is closed. In the morning you find broken beer bottle glasses, cans of alcohol and litter that they have thrown from their cars. The police are fully aware of the situation and in the past have intervened; they say they are "continuingly monitoring the situation". You can acquire full details from the police.

Yours sincerely

Imran Tariq



LICENSING UNIT
- 2 - 2008
LEG/LIC/

telegraphandargus.co.uk/mart

ANNOUNCEMENTS

Public & Legal Notices

NOTICE OF APPLICATION FOR VARIATION OF PREMISES LICENCE CERTIFICATE UNDER THE LICENSING ACT 2003.

Mr Aqeel Afzal applied to City of Bradford Metropolitan District Council on 05/08/08 for a licence to use the premises at Daisy Hill Stores, 29 Daisy Hill Lane, Heaton, BD9 6BN for the sale by retail of alcohol/provision of late night refreshment Mon-Thurs 8 am - 3 am, Fri-Sat 8am - 6.30 am, Sun 8am - 1am. Representations should be made in writing to the Department of Legal and Democratic Services, Licensing Team, City Hall, Bradford, BD1 1HY by 03/09/08. Persons wishing to inspect the Licensing Register may do so at the above address between the hours of 09.00-17.00 Monday to Thursday and 09.00-16.30 Friday. It is an offence to knowingly or recklessly make a false statement in connection with an application which carries a maximum fine of £5000. Dated 13th August 2008.

WOOD'S TROPHIES
51 DAISY HILL LANE
BRADFORD
WEST YORKSHIRE
BD9 6BS
TEL: 483585 OR 576645

15 Sept 2008

DEAR SIR,

I WISH TO OBJECT TO THE ABOVE APPLICATION BY REASON OF NUISANCE.

WE ALREADY HAVE PROBLEMS WITH PASSERS BY SETTING OFF OUR ALARMS IN THE EVENINGS & EARLY MORNS & I FEEL THIS WOULD INCREASE THE PROBLEM IF ALCOHOL WAS BEING SOLD MORE OR LESS 24 HOURS A DAY.

Yours Sincerely