

Report of the Assistant Director Corporate Services to a Hearing before the Bradford Area Licensing Panel to be held on 4 August 2009

C

Subject:

Application for a Premises Licence for Idle Village Off Licence, 10 Bradford Road, Idle, Bradford

Summary statement:

Application for a new premises licence for the sale of alcohol for consumption off the premises.

Suzan Hemingway
Assistant Director Corporate Services
(City Solicitor)

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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)



BRADFORD
METROPOLITAN DISTRICT COUNCIL

Ward: Idle & Thackley

1. Summary

1.1 The applicant

Miss Mandeep Kaur Bagry. A copy of the application is included at Appendix 1.

1.2 The Premises

Idle Village Off Licence, 10 Bradford Road, Idle, Bradford

1.3 Designated Premises Supervisor

Miss Mandeep Kaur Bagry

1.4 Application

The application is for the grant of a Premises Licence for the sale/supply of alcohol for consumption off the premises.

Hours of licensable activities:

Monday to Sunday 10.00 to 23.00

1.5 Steps proposed by the applicant to address the Licensing Objectives

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

All existing external and internal security lighting shall be maintained in good working order and used, where appropriate, at all times the premises remain open to the public.

All staff (including temporary staff) employed shall be adequately trained in good customer safety, customer care, compliance with the law, child protection issues and alcohol awareness.

The existing CCTV System installed at the premises shall be maintained in good working order and used at all times the premises remain open to the public for licensable activities. Any CCTV footage shall be kept for at least 28 days and available to the Licensing Authority or a Responsible Authority on request.

The Licensee shall at all times maintain a “zero tolerance” policy with regard to illegal drugs, including appropriate staff training in detection and prevention.

b) Public Safety will be achieved by;

All emergency lighting and first aid facilities shall be maintained in good working order and all staff (including temporary staff) adequately trained in their use and about the evacuation procedures for the premises.

A CCTV system shall be installed at the premises to cover the external area at the front of the premises and shall be maintained in good working order and used at all times the premises remain open to the public for licensable activities. Any CCTV footage shall be kept for at least 28 days and available to the Licensing Authority or a Responsible Authority on request.

c) Prevention of public nuisance will be achieved by;

The Licensee shall ensure that security and other external lighting used are maintained in such a position so as to avoid light pollution to nearby residents.

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

The Licensee shall enforce an effective recognised “proof of age policy” at all times and ensure appropriate staff training in its operation.

e) General – all four licensing objectives

The Licensee shall ensure that adequate supervision of the premises is maintained at all times during the carrying out of licensable activities and that any staff are trained in ensuring compliance with the licensing objectives at all times.

The Licensee shall ensure that the consumption of alcohol does not take place outside the premises.

2. Relevant Representations Received

2.1 Responsible Authorities

West Yorkshire Police have concerns that family members employed at the premises will continue to run the premises with a disregard for the licensing objectives. The Police are still receiving complaints of alleged sales of alcohol to children and incidents alleged to be connected to the underage sales.

The representation is attached at Appendix 2.

2.2 Interested Parties

Local Residents – 4 letters of representation and a petition have been received from local residents. The representations raise concerns of sales of alcohol to underage children, underage drinking, anti-social behaviour and noise nuisance from youths congregating outside the premises. The residents also have concerns about broken glass, bottles and other litter left in the area.

Members may wish to consider whether the following street is in the vicinity of the premises in order for the representation to be valid;

Ley Fleaks Road

The letters and petition are 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 4 (prevention of crime and disorder), Part 6 (prevention of Public Nuisance) and Part 7 (protection of children from harm).
- 4.2 The Annexes to the Policy sets out various types of model condition that could be considered.

5. **Legal Options**

- 5.1 Members may:
- (a) Grant a premises licence as applied for subject to any mandatory conditions and the precautions specified in the operating schedule submitted.
 - (b) Grant a premises licence subject to such additional conditions relating to achievement of the licensing objectives as members think fit; or
 - (c) Refuse the application for a 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 22 May 2009. (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. Representation from West Yorkshire Police
3. Letters and petition of representation.

11. Background documents

Application form, plan etc

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/We **MANDEEP KAUR BAGRY**

(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 OFF LICENCE 10 BRADFORD ROAD IDLE			
Post town	BRADFORD	Post code	BD10 9PP

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£1950

Part 2 - Applicant Details

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

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

22 MAY 2003

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

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

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input checked="" type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname BAGRY			First names MANDEEP KAUR		
I am 18 years old or over				<input checked="" type="checkbox"/>	Please tick yes
Current postal address if different from premises address		44 WHITEWAYS			
Post Town	BRADFORD			Postcode	BD2 4BJ
Daytime contact telephone number			07983 581441		
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes

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 the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

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

Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please give a general description of the premises (please read guidance note1)
THE PREMISES IS TO BE AN OFF LICENCE.

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

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

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

Provision of regulated entertainment

Please tick yes

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

Provision of entertainment facilities:

- 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)

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

In all cases complete boxes N, O and P

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	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for performing plays (please read guidance note 4)		
Wed					
Thur			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)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place 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	Please give further details here (please read guidance note 3)	
Mon				
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

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

E

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

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)	
Mon				
Tue				
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 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)			<u>Please give a description of the type of entertainment you will be providing</u>		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur					
Fri			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Sat					
Sun					
			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		

I

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

J

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

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)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Fri					
Sat			<u>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</u> (please read guidance note 5)		
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)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) none		
Mon	10.00	23.00			
Tue	10.00	23.00			
Wed	10.00	23.00			
Thur	10.00	23.00			
Fri	10.00	23.00			
Sat	10.00	23.00			
Sun	10.00	23.00			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name MANDEEP KAUR BAGRY	
Address 44 WHITEWAYS BRADFORD	
Postcode	BD2 4BJ
Personal Licence number (if known) BD/PER2676	
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)

NONE

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)
Day	Start	Finish	
Mon	00.01	00.00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Tue	00.01	00.00	
Wed	00.01	00.00	
Thur	00.01	00.00	
Fri	00.01	00.00	
Sat	00.01	00.00	
Sun	00.01	00.00	

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)

SEE ATTACHED

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

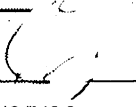
Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be 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

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	
Date	21/05/09
Capacity	KIRSTY STAGG - AGENT

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	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)			
INNCOURT 65 MAPPLEWELL CRESCENT GREAT SANKEY			
Post town	WARRINGTON	Post code	WA5 1UU
Telephone number (if any)	01925 724932		
If you would prefer us to correspond with you by e-mail your e-mail address (optional) kirsty@inncourt.com			

Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. 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 to 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.



WEST YORKSHIRE POLICE

West Yorkshire

Keighley
Royd Ings Avenue
KEIGHLEY
BD21 4BY
Tel: 01535 617018
Fax: 01535 617017
E-mail:

Your Ref:

Our Ref:

18 June 2009

24 JUN 2009

OBJECTION TO THE GRANT OF A PREMISES LICENCE - OFF LICENCE AT 10 BRADFORD ROAD, IDLE, BRADFORD

These premises have the benefit of a Premises Licence which authorises the sale by retail of alcohol on each day of the week between 10:00am and 11:00pm for consumption OFF the premises only.

The licence was granted in July 2007 to Mr Balwant Singh who is both the Premises Licence Holder and Designated Premises Supervisor. At the time the licence was granted, a number of conditions were attached to the licence.

Subsequently on 17th February 2009 the Council Licensing Committee revoked the Licence after reviewing the Premises Licence as a result of Police objections.

The grounds for this review were as follows:

Since the opening of the premises there have been a number of complaints made to the police, Trading Standards and the Local ward Councillor in respect of the conduct of the premises and incidents which are alleged to have been connected to them as a result of alleged sales of alcohol to persons under the age of 18 years of age.

Since the 1st June 2008 Trading Standards has received four complaints from members of the public and a notification from West Yorkshire Police. This resulted in a certain course of action, including warning letters being sent to Mr Singh.

West Yorkshire Police in addition have been aware of problems in respect of sales to persons under the age of 18 years and the subsequent problems that have ensued in the area.

To this end both the Inspector in charge of the Neighbourhood Policing Team and the Divisional Licensing Officer have made visits to the premises to address their concerns with Mr Singh (who on occasions has not been present), but without success.

At the beginning of October 2008 a meeting took place between the police and Mr Singh at Eccleshill Police Station. After discussing all the issues of concern, Mr Singh agreed to an action plan and was given a written copy for his own use.

The police are of the opinion that since that meeting there has been no improvement and the quality of life for the local community remains the same and the problems are continuing in particular at weekends.

A condition of the licence is that a CCTV system shall be maintained in good working order and footage shall be kept for at least 28 days.

The CCTV has been seized by the police and on examination has been found not compliant with the above condition, in that it was not capable of recording for the required period.

In addition, since the meeting between the police and Mr Singh, Police Officers have viewed footage recorded since that date, which has shown sales of alcohol and cigarettes to young persons under the age of 18 years who are known to the viewing Officers concerned.

The persistent sales of alcohol to young persons, despite advice and warnings from Police and Trading Standards Officers is continuing to have an adverse effect on all the Licensing Objectives and accordingly it is requested that the Premises Licence is reviewed by the Licensing Authority.

The premises have continued to trade pending the outcome of an appeal which was lodged by Mr Balwant Singh and is to be heard before the Bradford Magistrates Court in August 2009.

Subsequent to this revocation, further sales to minors have occurred and Licence conditions continue to be broken in respect of production of CCTV.

Local residents continue to report noise, and nuisance, linked to these specific premises and continue with allegations of under age sales.

A new application for a grant of a premises licence has been received in respect of the above premises at 10 Bradford Road, Idle.

The applicant is Mandeep Kaur Bagri, the daughter of the current Designated Premises Supervisor (DPS) and Premises Licence holder.

What has become clear during Police investigations into the above premises is that Mr Balwant Singh, the current DPS, whilst holding the Licences, has no control over the premises.

The two persons with control of the premises are Mr Singh's son and nephew. These two individuals have been responsible for the offences and issues which have led to the situation the premises have found themselves in.

They have continued to run the premises badly and with apparent disregard for the Licensing panel.

It is the Police contention that the position with Miss Bagri's application may well lead to the continuation of the arrangement whereby the same people will run the premises in the same manner as previously.

If the father of the family cannot exert control over the conduct of the premises, it is feared the daughter will also have difficulty in controlling her brother and cousin.

Local residents and elected representatives continue to complain to the Police regarding the conduct of the premises.

Despite assurances from the applicant and promised changes to some of the conditions applied for, the Police have no alternative but to object to the grant of a premises Licence.

The Prevention of Crime and Disorder, Prevention of Public Nuisance and Protection of Children from Harm, continue to present issues should these premises reopen as licensed premises.

PS2933

Christopher John Colligan

Police sergeant 2933

Licensing Officer

Airedale and North Bradford Police

12 JUN 2009

Ley Fleaks Road
Idle
Bradford
BD 10 8RE

Re - The application of a license to sell alcohol
by Mandeep Kaur Bagry at Idle Village Store,
10, Bradford Road, Idle, Bradford, BD 10 9PP.

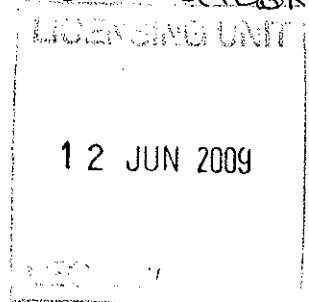
There is already a licence holder at these premises
and his licence has been revoked and he has appealed.

There is always trouble with both underage drinkers and
others loitering around the shop causing harassment
to both passers by and to local residents.

~~It~~ Most of the residents in that area are old and
vulnerable and the police are always being called
out deal with various situations.

It is therefore as a result of all the problems
that this licence has brought to Idle village that
I object to a licence being granted.

P.S. There are also ~~three~~ Three other premises
in the area that are licenced to sell alcohol



Albion Road
West Yorkshire
BD10 9PY

9th June 2009

Licensing Dept
Bradford MDC
Rm 402
City Hall
Bradford
BD1 1HY

12 JUN 2009

RECEIVED

Dear Sirs

As a local resident and shop owner, I am making representation to yourselves tendering my objections to the application of a new premises license for The Off License, 10 Bradford Rd, Idle, Bradford, BD10 9PP.

There are already plenty of licensed establishments in the area including the pub's e.g. The White Swan and The Alexandra Inn, off licenses of which there are 4 and a supermarket e.g. Co-op, to serve the local community.

I believe that should these premises become licensed, it will continue selling alcohol to persons under the legal age, I also have suspicions that they are currently doing this while waiting for the new license to be granted.

We already have young people congregating in isolated locations near said shop where there is evidence of drinking etc. This licensed premises has become a magnet for under-aged drinkers.

Although we are out of sight of this premises, we believe that there is every likelihood that public nuisance would occur to its immediate neighbours. This has already occurred, with the police being called a number of times by the OAPs living nearby.

We trust that common sense will prevail and that this licence application will be turned down for our justifiable concerns as detailed above.

Yours Sincerely

There are also many other...

...of the area...

Mr

Bradford Rd
Idle
BD10 9PP

3/7/09

RE: New Premises Licence Idle Village Off Licence

Dear Sir/Madam,

I am writing to you to express my concerns regarding the new Licence Application for the Idle Village Off Licence.

Since the previous licence was revoked pending an appeal by the proprietor, there has been no significant change in the way the Off Licence is run.

This community is already well served by the nearby Co-operative mini market and at least two other Off Licences within a few minutes walk. Bradford Road is a small, narrow residential street, home to predominantly elderly people.

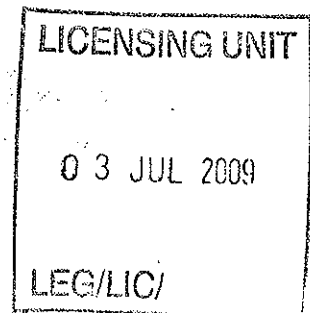
The noise and disruption caused by the shops previous activities has shown the inappropriateness of a late night store selling alcohol in this location.

The new manager (applicant) has informed residents she intends to install outside CCTV and a Mosquito Device, which suggests she anticipates continued anti-social behaviour in our road, something residents had never experienced until the original licence was granted.

Idle Village has a saturated market for retailers selling alcohol. To attract customers it seems likely this shop will have to adopt similar business methods to the previous licensee.

I strongly oppose the granting of a new licence.

Yours sincerely



The Licensing Panel
City Of Bradford MDC
City Hall
Bradford

Stanley St
Idle Village
Idle
Bradford
BD10

3 June 2009

Dear Sir/Madam

I wish to place on record my objection to the following licensing application due to be discussed by the panel.

Premises/Grant

Miss Mandeep Kaur Bagry - 10 Bradford Road Idle Bradford BD10 9PP
Sale of alcohol (off sales) Monday - Sunday 10.00 - 23.00
19/06/2009.

My reasons for objecting to this application are as follows:-

- 1) Lack of provision of off street parking.
- 2) The pending appeal by the current license holder regarding the removal of his licence.
- 3) The Proposed hours of opening.
- 4) The serious disturbance caused by groups of underage drinkers these premises attract.
- 5) The level of noise nuisance and anti social behaviour caused by people coming and going from these premises between the proposed hours of business.
- 6) The unsuitability of the sighting of these premises been in a populated area of Idle Village.

I trust these objections will be given due consideration along with the current problems caused by these premises before any license is granted for the off sales of alcohol.

Yours Faithfully

19th June

9

IDLE NEIGHBOURHOOD WATCH

We have been asked to do a petition with regard to the change of Licensee of the Off Licence at 10 Bradford Road, Idle. We are concerned by the ^{NUMBER} of under age youths constantly coming and getting alcoholic drinks and I do not think it will get any better no matter who has the Licence. We will still have them drinking, urinating, bottles, glass and rubbish thrown about which has only occurred since the Off Licence Opened last year. (2008)

Name Address (including Postcode) Signature

STONEBRIDGE IDLE BD10 9TW

H
STONEBRIDGE IDLE BD 9TW
JC

STONEBRIDGE IDLE BD10 9TW

ACRE DRIVE BD 20 LU

STONE BRIDGE BD10 9TW

STONEBRIDGE B10 9

" " " " B0

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STONE BRIDGE BD10 9TW

Leeds Road B.D.18.1

land gardens Idle

GE BD10 9TW

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LEADS RD BD10 9TW

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Name _____ Address (including Postcode) _____ Signature _____

Hampton Place BD10 9PL

Hampton Place BD10 9PL

Hampton Place BD10 9PL

Hampton Place BD10 9PL

Hampton Place BD10 9PL

Hampton Place BD10 9PL

Hampton Place ^{BD10} PL

Idle, Idle Cu,

Idlecroft Road, BD10

Egham Green BD10

IDLE CROFT RD

Hampton Place BD10 9

Hampton Place BD10

Hampton Place BD10 9PL

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Name

Address (including Postcode)

HAMPTON PLACE IDLE BD10 9PL

HAMPTON PL. IDLE BD10 9PL

HAMPTON PL. IDLE BD10 9PL

HAMPTON PLACE IDLE BD10 9PL

Hampton Place. Idle. BD10 9PL

Hampton Place BD10 9PL

Stonebridge, BD10 9PL

Hampton Place BD10 9PL

HAMPTON PLACE BD10 9PL

MOORFIELD PLACE. BD10 9PL

BRADFORD RD BD10 9PL

"BRADFORD" ROAD BD10 9PL

LICENSING UNIT

09 JUN 2009

51101

IDLE NEIGHBOURHOOD WATCH

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Name

Address (including Postcode)

HAMPION PLACE IDLE BD10 9PL

STANLEY ST IDLE BD10 9P

STANLEY STREET IDLE BD10

STANLEY SQUARE IDLE BD1

STANLEY ST IDLE BI

Stanley St BD10 9PS

Idlecraft RD BD

Stanley Street

Stanley St Idle