

Report of the Assistant Director Corporate Services to a Hearing before the Bradford Area Licensing Panel to be held on 17 November 2010

E

Subject:

Application for Variation of a Premises Licence for Morrisons, 275 Bradford Road, Idle, Bradford.

Summary statement:

Application for variation to extend permitted hours for the sale of alcohol and remove the Embedded Conditions.

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



COUNCIL OF THE CITY OF BRADFORD

Suzan Hemingway, Assistant Director Corporate Services (City Solicitor)



1. Summary

1.1 The applicant

WM Morrison Supermarkets PLC. A copy of the application is included at Appendix 1.

1.2 The Premises

Morrisons, 275 Bradford Road, Idle, Bradford.

1.3 Designated Premises Supervisor

Deborah Rawson

1.4 Current Licence

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

Sale/supply of alcohol for consumption off the premises

Monday to Saturday:	08.00 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) and remove the Embedded Conditions.

Sale/supply of alcohol

Monday to Sunday:	06.00 to 23.00
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1.6 Steps proposed by the applicant to address the Licensing Objectives

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

As existing save for conditions to be removed.

b) Public Safety will be achieved by;

As existing save for conditions to be removed.

c) Prevention of public nuisance will be achieved by;

As existing save for conditions to be removed.

d) Protection of children from harm will be achieved by;
As existing save for conditions to be removed.

e) General – all four licensing objectives

As existing save for conditions to be removed.

2. **Relevant Representations Received**

2.1 **Interested Parties**

Local Businesses – 2 letters of representation have been received from local businesses on the grounds of an anticipated increase in noise, disturbance and anti social behaviour from intoxicated persons and youths attracted to the area by the extended trading hours.

The letters of representation 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), 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) 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.

7.2 **Community safety implications**

There are no apparent community safety implications.

7.3 **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 24 September 2010. (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.

11. **Background documents**

Application form, plan etc

Insert name and address
of relevant licensing
authority and its
reference number
(optional)

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

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

XWe WM MORRISON SUPERMARKETS PLC

(Insert name(s) of applicant)

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

Premises licence number

BD/PRA0638

Part 1 - Premises Details

Postal address of premises or, if none, ordnance survey map reference, or description

MORRISONS
275 BRADFORD ROAD
IDLE

Post town BRADFORD

Post code BD10 8EG

Telephone number at premises (if any)

01274 615496

Non-domestic rateable value of premises

£ 2,360.00

Part 2 - Applicant Details

Daytime contact telephone number

0845 611 5000

E-mail address
(optional)

Current postal
address
if different from
premises address

HILMORE HOUSE
GAIN LANE

Post Town

BRADFORD

Postcode

BD3 7DL

LICENSING UNIT

23 OCT 2010

Part 3 - Variation

Please tick Yes

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

If not do you want the variation to take effect from

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

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

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

1. TO PERMIT THE SALE BY RETAIL OF ALCOHOL FROM 0600 TO 2300 MONDAY TO SUNDAY INCLUSIVE.
2. TO PERMIT THE PREMISES TO OPEN FROM 0600 TO 2300 MONDAY TO SUNDAY INCLUSIVE.
3. TO REMOVE CERTAIN CONDITIONS INCLUDING THE RESTRICTION ON THE SALE OF ALCOHOL ON CHRISTMAS DAY AND GOOD FRIDAY.

Part 4 - Operating Schedule

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

Provision of regulated entertainment

Please 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 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)

Sale by retail 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	
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

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	
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

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			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
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 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			Both		<u>Please give further details here</u> (please read guidance note 3)
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)			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

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 playing 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 entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

G

Performances 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	
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 dance (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance entertainment 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		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Mon					Outdoors
Tue			Both		
Wed			Please give further details here (please read guidance note 3)		
Thur					
Fri			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Sat					
Sun					

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing		
			Will the facilities for making music be 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 provision of facilities for making music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both - please tick ✓ (see guidance note 2)		Indoors	
					Outdoors	
					Both	
Day	Start	Finish	Please give a description of the facilities for dancing you will be providing			
Mon						
Tue			Please give further details here (please read guidance note 3)			
Wed			State any seasonal variations for providing dancing facilities (please read guidance note 4)			
Thur						
Fri			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 (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	Will the entertainment facility be indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	
Mon				Outdoors	
				Both	
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed			<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)		
Thur					
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	
Day	Start	Finish		Outdoors	
Mon				Both	
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur					
Fri					
Sat			<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)		
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption please tick ✓ (please read guidance note 7)	On the premises	
Day	Start	Finish		Off the premises	✓
Mon	0600	2300	State any seasonal variations for the supply of alcohol (please read guidance note 4)	Both	
Tue	0600	2300			
Wed	0600	2300			
Thur	0600	2300	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)		
Fri	0600	2300			
Sat	0600	2300			
Sun	0600	2300			

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	0600	2300	
Tue	0600	2300	
Wed	0600	2300	
Thur	0600	2300	
Fri	0600	2300	
Sat	0600	2300	
Sun	0600	2300	
			Non standard timings. Where you intend to use 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)

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

Please tick **Yes**

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

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

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

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

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

AS EXISTING SAVE FOR CONDITIONS TO BE REMOVED.

b) The prevention of crime and disorder

AS EXISTING SAVE FOR CONDITIONS TO BE REMOVED.

c) Public safety

AS EXISTING SAVE FOR CONDITIONS TO BE REMOVED.

d) The prevention of public nuisance

AS EXISTING SAVE FOR CONDITIONS TO BE REMOVED.

e) The protection of children from harm

AS EXISTING SAVE FOR CONDITIONS TO BE REMOVED.

Please tick Yes

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

IT IS AN OFFENCE, 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 5 - Signatures (please read guidance note 10)

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

Signature *Gosschalks*

Date 23 September 2010

Capacity SOLICITORS ON BEHALF OF THE APPLICANT

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature

Date

Capacity

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13) Gosschalks Queens Gardens	
Post town Hull	Post code HU1 3DZ
Telephone number (if any) 01482 324252	
If you would prefer us to correspond with you by e-mail your e-mail address (optional) mcj@gosschalks.co.uk	

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003.

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 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.
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.

Schedule Referred to:

Embedded Conditions

1. 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 dispatch by the vendor of the alcohol so ordered.
 - (c) The sale of alcohol to a trader of 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 authorized 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.

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.
3. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) 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 a holographic mark.

Embedded Conditions

4. 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
5. 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

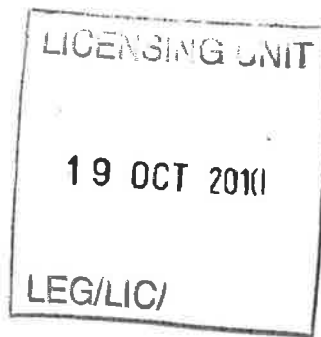
The Protection of Children from Harm:

None

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

Not Applicable.

To whom it may concern,
City Hall,
Bradford.



B&B News
Highfield Road
Five Lane Ends
Bradford
BD2 2AT

Tel 01274

Dear Sir/Madam,

I am writing to you, regarding the new possible opening times of Morrison's (Five Lane Ends, Bradford) which is said to be from 06:00am-11:00pm. The final decision has not yet been made and therefore, we are writing to strongly object to this new change Morrison's is likely to undergo. At this present moment in time, Morrison's is waiting for its request to extend its licence to sell alcohol from 06:00am-11:00pm to be accepted. If this was to be accepted by the higher authority it would come as a great shock to myself as a local shop owner, other small competitors and also, to many local residents.

Within a very short walking distance from the Morrison's situated near the Five Lane Ends roundabout, there are three newsagents and off-licences, including my own, which already suffer critical blows on a regular basis from Morrison's. This is due to the sheer size of its customer base, unbeatable offers and the size of the store. Morrison's is convenient for many people and has a very wide product portfolio.

However, my business which is not very far from Morrison's has been here over 30 years and is an established business, and has become part of the community, which has also built special friendships with many local residents, as have the other two local newsagents. Therefore, allowing Morrison's to open that early till that late, would have a very detrimental effect and would be nothing more than a "nail in the coffin" to my business and other small surrounding businesses. These small businesses have become pillars of the community due to the amount of time they have been around and have served different generation of its customers. If Morrison's is allowed to carry on like this and having its every request catered for no matter how devastating it is to other local businesses, it will not be very long till Morrison's completely closes our businesses down for the sake of gaining a few extra customers which Morrison's do not need, but which we cannot afford to lose.

Also, these new proposed opening times have caused a grave worry for many local residents, especially the elderly. If Morrison's is granted its request and is allowed to serve alcohol from 06:00am-11:00pm, the amount of anti-social behaviour due to drink will increase rapidly. At the moment, in this area, my business closes at 9pm, and no more alcohol is served in the area. Therefore, once all the shops are closed and no more alcohol is available, many local mischievous youths and older citizens who like to wander the street under the influence, just go home as they know that all shops are closed and no alcohol is available to be purchased. However, if Morrison's is allowed to open at 6am, it is a lot more likely that Morrison's itself and the surrounding area will be vulnerable to drunken youths

and anti-social behaviour. At 6am, many people and elderly citizens stand at the bus stop waiting to go to work or to town. I know this as my business opens at 6am, and every morning and I see the amount of people stood at the bus stops. However I start to serve alcohol at 8am Monday-Saturday and 10am on Sunday, which I believe is sufficient enough. Morrison's is also surrounded by many of these bus stops and innocent bystanders at these bus stops would be more likely to fall prey of drunken, anti social youths. This could lead to increased police patrols, CCTV and security which would cause an increase in public spending, just for the sake of Morrison's to open a few hours earlier.

I would like you to consider all aspects of this letter and the detrimental effects this change would have to our businesses and the local residents, before you make a decision. Thank you for your time.

Yours sincerely

B&B News owner



Quencher

Wine and Spirit Merchants

Norman Lane, Eccleshill, Bradford, West Yorkshire BD2 2LB

Tel. (01274)

Fax: (01274)

www.quencher.co.uk



14th October 2010

Dear Sir/Madam,

I write with regards an Application from Wm Morrison Supermarkets Plc for a variation of the premises in respect of premises Morrisons 275 Bradford Road, Idle, BD10 8EG.

The proposed variations are;

- 1; To permit the sale by retail of alcohol from 0600 to 2300 Monday to Sunday inclusive.
- 2; To permit the premises to open from 0600 to 2300 Monday to Sunday inclusive.
- 3; To remove certain conditions including the restriction on the sale of alcohol on Christmas day and Good Friday.

I object to the application on the following grounds that the whole purpose of the Licensing Act 2003 and Council guidelines are as follows;

Prevention of crime and disorder

Public safety

Prevention of public nuisance

Protection of children from harm

We have traded as a convenience store in BD2 for 30 years and understand the needs of the local community, in my opinion to request a change in the Licensing Act 2003 is not in the best interest of the general public.

The increase in trading hours will lead to a wider availability of alcohol, which will thus lead to increased consumption, which in turn will lead to anti-social behaviour being more apparent in a residential area.



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The extended opening hours being requested will only lead to increased traffic, noise and pollution, once again affecting the local neighbourhood of BD2 and BD10, there is no evidence that the increased trading hours are necessary as the store already trades 87 hours per week, which is well in excess of any other neighbourhood stores in the vicinity.

The Sunday Trading Act of 1994 does not permit large stores in excess of 3000sq feet to open for more than 6 hours over a period between 1000 and 1800 the request by the applicant is to trade and sell alcohol from 0600 to 2300 a total of 17 hours, this is against the Sunday Trading Act 1994 and also the Licensing Act 2003.

The Licensing Act of 2003 does not permit large stores in excess of 3000sq feet to open on Christmas day and Easter Sunday, but does however allow them to trade on Good Friday with permitted regulations on alcohol sales.

The applicant is requesting to open on Christmas day for the sale of alcohol and have the restrictions removed on Good Friday. This is the law of the Country and making such changes to the current law will have adverse effects throughout the nation.

Christmas and other religious days are the most important festivals in the Christian calendar and all costs should be avoided to keep this as such, it is morally and socially irresponsible for large stores to force their employees to work on such family orientated occasions and National public holidays.

The Licensing Act 2003 and the Sunday Trading Act 1994 have proved to be successful in their aims and needs it is therefore unnecessary to make any changes to this legislation.

To request a change in the Licensing Act 2003 and of the Sunday Trading Act 1994 is not in the best interest of the general public particularly as regards anti social behaviour and most especially when the Bradford District will next week be part of a National drive to raise awareness of alcohol misuse and sensible drinking.

Yours sincerely



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