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**North
Northamptonshire
Council**

Democratic Services
The Corby Cube,
George Street,
Corby,
Northants,
NN17 1QG

Meeting: Licensing and Appeals Sub-Committee
Date: Wednesday 23rd February, 2022
Time: 2.00 pm
Venue: Council Chamber, Municipal Offices, Bowling Green Road, Kettering



Committee Membership:
Councillors Ekins, Bone and Lee

Members of the Committee are invited to attend the above meeting to consider the items of business listed on the agenda.

Agenda			
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01	Apologies for non-attendance		-
02	Members' Declaration of Interests		-
03	Notifications of requests to address the meeting		-
Items Requiring a Decision			
04	Licensing Act 2003 –Premises Licence	Health Services Manager	3 - 44
	Adele Wylie, Monitoring Officer North Northamptonshire Council  Proper Officer 8th February 2022		

This agenda has been published by Democratic Services.

Committee Officer: Eden Palmer

 01536 535661  eden.palmer@northnorthants.gov.uk

Members' Declarations of Interest

Members are reminded of their duty to ensure they abide by the approved Member Code of Conduct whilst undertaking their role as a Councillor. Where a matter arises at a meeting which **relates to** a Disclosable Pecuniary Interest, you must declare the interest, not participate in any discussion or vote on the matter and must not remain in the room unless granted a dispensation.

Where a matter arises at a meeting which **relates to** other Registerable Interests, you must declare the interest. You may speak on the matter only if members of the public are also allowed to speak at the meeting but must not take part in any vote on the matter unless you have been granted a dispensation.

Where a matter arises at a meeting which **relates to** your own financial interest (and is not a Disclosable Pecuniary Interest) or **relates to** a financial interest of a relative, friend or close associate, you must disclose the interest and not vote on the matter unless granted a dispensation. You may speak on the matter only if members of the public are also allowed to speak at the meeting.

Members are reminded that they should continue to adhere to the Council's approved rules and protocols during the conduct of meetings. These are contained in the Council's approved Constitution.

If Members have any queries as to whether a Declaration of Interest should be made please contact the Monitoring Officer at – monitoringofficer@northnorthants.gov.uk

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Licensing and Appeals Sub Committee 23rd February 2022

Report Title	Licensing Act 2003 –Premises Licence
Report Author	Iain Smith Assistant Director of Regulatory Services iain.smith@northnorthants.gov.uk

List of Appendices

- Appendix A - Licensing Act 2003 Variation Application
- Appendix B - Current Premises Licence
- Appendix C - Street plan
- Appendix D - Representation – Northamptonshire Police

1. Purpose of Report

- 1.1 To consider a variation application under the Licensing Act 2003 for the premises licence at Local News, Food And Wine, 3 Dalkeith Place, Kettering.

2. Executive Summary

- 2.1 An application has been received from Mr Rajbir Singh Somal to vary the premises licence for Local News, Food And Wine, 3 Dalkeith Place, Kettering. A copy of the application is at Appendix A.
- 2.2 The application relates to the sale of alcohol 24 hours per day and 7 days per week for consumption off the premises. Currently the licence authorises sale of alcohol 07.00 to 03.30 7 days per week.
- 2.3 A copy of the existing premises licence is attached at Appendix B.
- 2.4 A street plan showing the location of the premises is attached at Appendix C. This premises is located within the Kettering town centre night time economy directly adjacent to fast food premises and in close proximity to the later opening licensed premises in the town centre.
- 2.5 The application has been out for consultation in accordance with the requirements of the Licensing Act 2003 and a representation has been received from Northamptonshire Police. (appendix D)

3. Recommendations

- 3.1 The Committee is asked to consider the information provided by the applicant and the representation from Northamptonshire Police in line with the requirements of the Licensing Act 2003 and associated guidance.

4. Report Background

- 4.1 The Sub-committee must carry out its functions to promote the licensing objectives having regard to:
- (a) The Licensing Act 2003
 - (b) The Council's Statement of Licensing Policy
 - (c) S182 Guidance made under the Licensing Act 2003.

- 4.2 Where relevant representations are made, the authority must—
- (a) hold a hearing to consider them, unless the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary, and
 - (b) having regard to the representations, take such of the steps described below as it considers appropriate for the promotion of the licensing objectives.

- 4.3 After considering the information before it, the Committee may take such of the steps mentioned below (if any) as it considers appropriate for the promotion of the licensing objectives.

- 4.4 The steps are—
- (a) to modify the conditions of the licence;
 - (b) to reject the whole or part of the application;

and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

- 4.5 The licensing objectives are—
- (a) the prevention of crime and disorder;
 - (b) public safety;
 - (c) the prevention of public nuisance; and
 - (d) the protection of children from harm.

- 4.6 The police representation states that the application in itself is very vague the operating schedule in Northamptonshire Police's opinion is not robust enough for the location and the hours being requested, Dalkeith Place is the heart of Kettering's NTE and has numerous late night venues in its vicinity.

5. Issues and Choices

- 5.1 After considering the information before it, the Committee may take such of the steps mentioned below (if any) as it considers appropriate for the promotion of the licensing objectives.

5.3 This section highlights the elements of the licensing policy that are considered to be most relevant with respect to this application (numbering as policy). This list is not exhaustive, and the policy should be considered fully prior to making decisions with respect to applications: -

2.6 Authorised persons, interested parties and responsible authorities, as defined in the Act, will have the right to make representations to the Licensing Authority on any application or seek a review of a licence or certificate where provision has been made for them to do so in the Act. This Authority recognises that in the absence of relevant representations it will grant licences on the terms sought.

2.7 Licensing is about regulating the provision of licensable activities on licensed premises, by qualifying clubs and at temporary events within the terms of the Licensing Act 2003. The terms and conditions attached to various permissions will be focused on matters which are within the control of individual licensees and others granted relevant permissions. Accordingly, these matters will centre on the premises and places being used for licensable activities and the vicinity of those premises and places.

2.8 This authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of the public living, working or engaged in normal activity in the area concerned. However, this Council recognises that licensing legislation is not a mechanism for the general control of anti-social behavior by individuals once they are beyond the direct control of the club or business holding the licence, certificate or permission concerned.

2.9 The Licensing Act 2003 is not the primary mechanism for the general control of nuisance and anti-social behavior by individuals once they are away from licensed premises and, therefore, beyond the control of the licence holder. Nonetheless, it is a key aspect of such control and licensing laws will always be part of the holistic approach to the management of the evening and night-time economy.

2.10 The objective of the licensing process is to allow for the carrying on of retail sales of alcohol, supply of alcohol by or on behalf of a club to its members, regulated entertainment, and late night refreshment, and the prevention of public nuisance, prevention of crime and disorder, public safety and protection of children from harm. This Licensing Authority wishes to facilitate well run and managed premises with licence holders displaying sensitivity to the impact of the premises on local residents.

2.11 This Licensing Authority recognises that the provision of entertainment is a major contributor to the economy of the area attracting tourists and visitors and is a source of employment.

2.12 This Licensing Authority will also have regard to wider considerations affecting the residential population and the amenity of any area. These include littering, fouling, noise and street crime.

2.13 In determining a licence application, the overriding principle adopted by the Licensing Authority will be that each application will be determined on its merits. Only mandatory conditions and conditions offered or agreed with by the applicant will be imposed except where relevant representations against an application are received. Where relevant representations are received then further additional conditions to meet the licensing objectives may be added provided they are appropriate, proportionate and reasonable and deal with the issues raised. Licence conditions will not be imposed where other regulatory regimes provide sufficient protection to the public e.g. health and safety at work and fire safety legislation.

2.14 In considering licensing hours, this Licensing Authority will place significant emphasis on the individual merits of an application. In addition, the views of the Police and other agencies will be important in this consideration.

2.15 Licensing hours will not inhibit the development of a thriving and safe evening and night-time local economy. It is recognised that the night time economy is important for investment and employment locally and beneficial to tourism. Providing consumers with greater choice and flexibility is an important consideration.

2.16 Shops and public houses will generally be permitted to sell alcohol during the hours they intend to open. Entertainment providers will be encouraged to provide a range of entertainment during their operating hours and to promote live music, dancing and theatre for the wider cultural benefit of the community. Individual applicants should address the licensing objectives in their operating schedule within the context of the nature of the location; type of premises; entertainment to be provided; operational procedures and the needs of the local community.

11.1 Consideration will always be given to the individual merits of an application in line with the four licensing objectives and any relevant representations. This Authority recognises that longer licensing hours with regard to the sale of alcohol need to be managed effectively to ensure that the concentrations of customers leaving premises simultaneously are avoided. This is necessary to reduce the friction at late night fast food outlets, taxi ranks and other sources of transport, which may lead to disorder and disturbance.

11.2 However, when issuing a licence with hours beyond 23.00 hours, higher standards may be expected to be included in Operating Schedules to address the Licensing Objectives especially premises which are situated near to residential properties.

11.3 In considering licence applications, where relevant representations are made, this Licensing Authority will consider the adequacy of measures proposed to deal with the potential for public nuisance and/or public disorder having regard to all the circumstances of the case.

11.4 Where relevant representations are made, this authority will demand stricter conditions with regard to noise control in areas that have denser residential accommodation, but this will not limit opening hours without

regard for the individual merits of any application. This authority will consider each application and work with the parties concerned to ensure that adequate noise control measures are in place.

- 5.4 The Authority must also have regard to the Guidance produced under Section 182 of the Licensing Act 2003.

6 Implications (including financial implications)

6.2 Resources and Financial

- 6.1.1 There are no resource or financial implications in relation to this report

6.3 Legal

- 6.3.1 An appeal may be made against the decision by—
(a) the holder of the premises licence, or
(b) any other person who made relevant representations in relation to the application.

- 6.2.2 An appeal must be made to magistrates' court and must be commenced by notice of appeal given by the appellant to the magistrates' court within the period of 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against.

6.4 Risk

- 6.4.1 There are no significant risks arising from the proposed recommendations in this report.

6.5 Consultation

- 6.5.1 The consultation process has been carried out in accordance with the requirements of the Licensing Act 2003 and associated guidance.

6.6 Consideration by Scrutiny

- 6.6.1 Not considered

6.7 Climate Impact

- 6.6.1 No climate impact.

6.8 Community Impact

6.7.1 A licensing authority must carry out its functions under The Licensing Act 2003 with a view to promoting the licensing objectives.

The licensing objectives are—

- (a) the prevention of crime and disorder;
- (b) public safety;
- (c) the prevention of public nuisance; and
- (d) the protection of children from harm.

6.7.2 In carrying out its licensing functions, a licensing authority must also have regard to—

- (a) its licensing statement published under section 5, and
- (b) any guidance issued by the Secretary of State under section 182.

7 Background Papers

Kettering Borough Council Statement of Licensing Policy
Section 182 guidance issued under the Licensing Act 2003



**North
Northamptonshire
Council**



Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.

I/We RAJBIR SOMAL

(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 K/11/24300

Part 1 – Premises Details

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

3 DALKEITH PLACE

Post town	<u>KETTERING</u>	Postcode	<u>NN16 0BS</u>
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Telephone number at premises (if any)	<u>01536 522461</u>
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Non-domestic rateable value of premises	<u>£ 17,500</u>
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Part 2 – Applicant details

Daytime contact telephone number	<u>07714 252955</u>		
E-mail address (optional)	<u>RSOMAL@LIVE.CO.UK</u>		
Current postal address if different from premises address	<u>113 CLEVELAND AVENUE</u>		
Post town	<u>KETTERING</u>	Postcode	<u>NN16 9JJ</u>

Part 3 - Variation

Please tick as appropriate

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

Yes

No

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

DD	MM	YYYY

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

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

EXTEND THE SALE OF ALCOHOL TIME TO 24 HOURS
AND INCREASE THE LICENSABLE AREA IN STORE WHERE
ALCOHOL CAN BE PLACED.

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

Part 4 Operating Schedule

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

Provision of regulated entertainment (Please see guidance note 3)

Please tick all that apply

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

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

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

D

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

E

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

F

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

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)		
Fri					
Sat			<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 7)		
Sun					

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>
Day	Start	Finish		Off the premises	<input checked="" type="checkbox"/>
Mon	09:00	08:00	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6)	Both	<input type="checkbox"/>
Tue	09:00	08:00			
Wed	09:00	09:00			
Thur	09:00	09:00		<u>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</u> (please read guidance note 7)	
Fri	09:00	09:00			
Sat	09:00	08:00			
Sun	09:00	09:00			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10).

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			<u>State any seasonal variations</u> (please read guidance note 6)
Day	Start	Finish	
Mon	09:00	08:00	<u>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</u> (please read guidance note 7)
Tue	09:00	08:00	
Wed	09:00	08:00	
Thur	09:00	08:00	
Fri	09:00	08:00	
Sat	09:00	08:00	
Sun	09:00	08:00	

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.

CURRENTLY THE SALE OF ALCOHOL TIME LIMIT IS 03:30AM.

Please tick as appropriate

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



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

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

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

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

WE ARE LOOKING TO EMPLOY A BOUNCER DURING EARLY MORNING HOURS AND WE HAVE INSTALLED A HATCH SO THE MAIN DOOR CAN BE LOCKED AND SALES THROUGH THE HATCH, PREVENTING GATHERINGS IN THE STORE.

b) The prevention of crime and disorder

WE ARE LOOKING TO EMPLOY A BOUNCER DURING EARLY MORNING HOURS AND WE HAVE INSTALLED A HATCH SO THE MAIN DOOR CAN BE LOCKED AND SALES THROUGH THE HATCH, PREVENTING GATHERINGS IN THE STORE.

c) Public safety

WE ARE LOOKING TO EMPLOY A BOUNCER DURING EARLY MORNING HOURS AND WE HAVE INSTALLED A HATCH SO THE MAIN DOOR CAN BE LOCKED AND SALES THROUGH THE HATCH, PREVENTING GATHERINGS IN THE STORE.

d) The prevention of public nuisance

WE ARE LOOKING TO EMPLOY A BOUNCER DURING EARLY MORNING HOURS AND WE HAVE INSTALLED A HATCH SO THE MAIN DOOR CAN BE LOCKED AND SALES THROUGH THE HATCH, PREVENTING GATHERINGS IN THE STORE.

e) The protection of children from harm

ALL STAFF MEMBERS TRAINED TO CHECK ID OF ANYONE LOOKING UNDERAGE.

Checklist:


Please tick to indicate agreement

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

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 5 – Signatures (please read guidance note 12)

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

Signature	
Date	23/12/2021
Capacity	PREMISES LICENSE HOLDER

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

Signature	
Date	
Capacity	

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

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

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Part A

Premises Licence

Premises Licence Number	14/02412/LAPNEW
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Part 1 – Premises Details

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

Local News, Food And Wine
3 Dalkeith Place
Kettering
Northamptonshire
NN16 0BS

Telephone Number: 01536 522461

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

Sale of Alcohol

Alcohol consumed off premises

Monday to Sunday 07:00 - 03:30

The opening hours of the premises

Monday to Sunday 07:00 - 03:30

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

Alcohol is supplied for consumption off the premises

Part 2

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

Mr Rajbir Singh Somal
113 Cleveland Avenue
Kettering
Northamptonshire
NN16 9JJ

Work Phone: 01536 510116

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

Not applicable

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

Mr Rajbir Singh Somal
113 Cleveland Avenue
Kettering
Northamptonshire
NN16 9JJ

Mobile Phone: 07590 281721

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

Personal Licence Number: 09RS-34UE-365
Licensing Authority: Kettering Borough Council

If this premises licence authorises the supply of alcohol, the following conditions must be complied with:

1. No supply of alcohol may be made under the premises licence—
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence
3. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

- (a) a holographic mark, or
 - (b) an ultraviolet feature.
4. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

If this premises licence requires the use of door supervisors.

5. Where the premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must
 - (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
 - (b) be entitled to carry out that activity by virtue of section 4 of that Act.

Explanatory Notes and Definitions for Mandatory Condition 8.

Definitions

“duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

“permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

- (i) P is the permitted price,
- (ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

“relevant person” means, in relation to premises in respect of which there is in force a premises licence—

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

“valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

Where the permitted price calculated would not be a whole number of pennies, it shall be taken to be the price calculated rounded **up** to the nearest penny.

NOTE: This note is provided to give assistance in calculating prices, it is not a legal document. If you are unsure on any issue related to permitted prices, seek advice. Further information can be found about mandatory conditions can be found at <https://www.gov.uk/alcohol-licensing#mandatory-licensing-conditions>.

Annex 2 – Conditions consistent with the Operating Schedule

The managers of our company are well experienced in the licensed trade and are supported by a dedicated team of individuals who understand the requirement of the current licensing legislation. Prior to the commencement of employment all managers and staff receive in house training covering all aspects of the Government's key objectives relating to the legislation to prevent the irresponsible or illegal consumption of alcohol and acknowledges the link to incidents of anti social behaviour, crime and violence. The company's refusal policy and the recording of refusal to serve logs are reinforced through out the year.

The company will install CCTV system to cover all areas to which the public will have access including entrances and exits. This system will have 24 hour recording facilities on to a recordable media such as a CD or tape and will keep recordings to cover a period of 31 days, which, on request will be available to the Police.

The company is aware of its responsibility in creating a safer working environment and to deter irresponsible or illegal consumption of intoxicating drinks and to support the staff in achieving these objectives both through continuous in house training and physical security measures. Further to this the company will adopt the Challenge 25 scheme whereby the staff will be required to check the identity of any persons wishing to buy alcohol who appears to be under 25 years of age. Posters will be placed in prominent positions highlighting the Challenge 25 scheme. The company will work in partnership with the local authority and the Police in achieving the objectives

The company is aware of its obligation in the prevention of crime and disorder and with the aid of the CCTV system installed will work in close partnership with the surrounding businesses in Dalkeith Place during the business hours and would also subscribe to the local authority's CCTV system and radio network. In order to meet the company's obligations to reduce the risk to the Health and Safety of its employees, members of the public, contractors and visitors to the store the company is committed to achieving high standards of Health and Safety and recognises that a number of its activities which it undertakes (or which are undertaken on its behalf) could potentially involve risk. To this end we are committed to taking all reasonable and practical steps to continually assess and adequately control Health and Safety risks and to include property and fire related issues and those which have the potential to impact directly on public safety. Health and Safety policies and procedures will be regularly reviewed, updated and the staff will be trained. Copies of the Health and Safety policies and procedures will be held on site and would be available on request. Risk assessments as referred to above would be conducted at the store. We are committed to run a good Health and Safety law abiding outlet.

The prevention of underage sales will be a very high priority. All the staff of the company will be required to take an in house refresher course throughout the year and this would coincide with the start of the school holiday period. Following the refresher course staff would have to sign a licensing declaration that would be

displayed in the staff area or statutory notice board. The store will have a 'refuse to serve policy' and will also operate the Challenge 25 scheme. The in store point of sale material would clearly state the law and our policy that proof of age is required where staff believe the purchaser to be underage. Our store would also operate a policy where if a member of staff believed that alcohol was going to be bought and supplied to a person who was underage the sale would be declined and the person attempting to buy the alcohol would be reported to the Police. Also available in the store will be the Portman Group age application forms. Where possible we will work in partnership with the relevant authorities to provide additional training to our staff.

The company in this respect will do all it can within the powers available to prevent public disorder and will take the licensing responsibilities very seriously. The company's staff will not serve any persons who are underage or under the influence of alcohol. The refused sale will be monitored and recorded through the refusal to serve procedure. The accumulation of individuals outside the store will be discouraged and to this effect we will work very closely with the Police, the Local Community Support Officers and subscribe to the town centre CCTV control room and radio networks.

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

None

Annex 4 – Plans

Please see attached

To change the internal layout of premises as per drawing received at Local Authority
8th February 2010.

Minor variation to expand / vary the location of where alcohol will be displayed within
existing licensable area as per drawing supplied. Approved date 3 May 2011



Part B

Premises Licence Summary

Premises Licence Number	14/02412/LAPNEW
--------------------------------	------------------------

Part 1 – Premises Details

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

Local News, Food And Wine
3 Dalkeith Place
Kettering
Northamptonshire
NN16 0BS

Telephone Number: 01536 522461

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

Sale of Alcohol

Alcohol consumed off premises

Monday to Sunday 07:00 - 03:30

The opening hours of the premises

Monday to Sunday 07:00 - 03:30

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

Alcohol is supplied for consumption off the premises

Part 2

Name, (registered) address of holder of premises licence

Mr Rajbir Singh Somal
113 Cleveland Avenue
Kettering
Northamptonshire
NN16 9JJ

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

Not applicable

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr Rajbir Singh Somal

State whether access to the premises by children is restricted or prohibited

No

Signed:



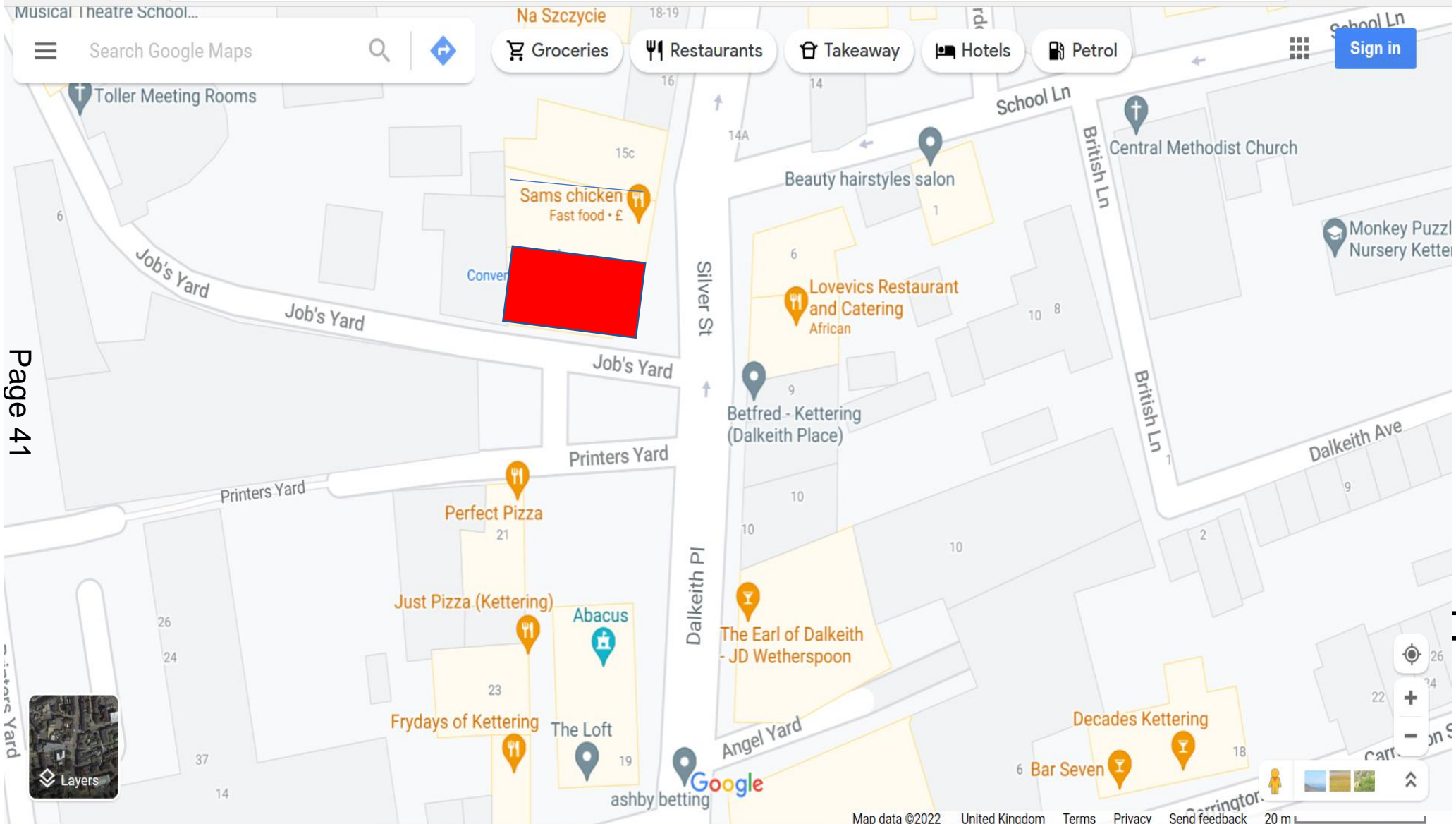
Date: 20 May 2009

Name: Russ Howell
Position: Health Services Manager
For and on behalf of the Licensing Authority

This premises licence **14/02412/LAPNEW**
has been issued by North Northamptonshire Council, Kettering Area Licensing,
Municipal Offices, Bowling Green Road, Kettering, NN15 7QX
T: 0300 126 3000 | DD: 01536 410333 | Web: www.northnorthants.gov.uk

Our Issue Reference No: 14/02412/LAPNEW **Page 38**

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Appendix

Dear Val

I assume this is for your variation ?

Viki

From: Bryan David (PC) <david.bryan@northants.police.uk>

Sent: 05 January 2022 12:38

To: Russell Howell <Russell.Howell@NorthNorthants.gov.uk>; ENC Licensing Unit <LicensingUnit.ENC@northnorthants.gov.uk>

Cc: rsomal@live.co.uk

Subject: Premises Licence Variation Application.

Dear Mr Howell,

I act on behalf of the Chief Officer of Police for Northamptonshire, Mr Adderley. He has delegated responsibility and authorised me to act on his behalf with regard to representations made by Northamptonshire Police to Licensing Authorities across the county of Northamptonshire. Northamptonshire Police are objecting to the grant of the above application under the licensing objective of the Prevention of Crime and Disorder.

The application in itself is very vague the operating schedule in Northamptonshire Police's opinion is not robust enough for the location and the hours being requested, Dalkeith Place is the heart of Kettering's NTE and has numerous late night venues in its vicinity, one example in the operating schedule is what time will the sales of alcohol through the 'hatch' take place from and until.

In addition the current licence permits alcohol sales from 07:00am until 03:30am however the application at part (J) gives the supply of alcohol times as 08:00 to 08:00 no indication of am or pm and is contradictory to the existing hours on the current licence and the proposal for 24 hour alcohol sales.

For your consideration

Kind Regards

Police Constable 113 David Bryan



Northamptonshire Police
Alcohol Licensing Constable
Wellingborough Police Station
Midland Road
Wellingborough
NN8 1HF

 Telephone: 101 Extension 343409

 Mobile: 07766 768576

 david.bryan@northants.police.uk

In an emergency call **999**
For non emergencies call **101**



www.northants.police.uk



Northamptonshire Police

Fighting crime, protecting people

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