



James Ellis

Head of Legal and Democratic Services

MEETING : LICENSING SUB-COMMITTEE
VENUE : ONLINE MEETING - LIVESTREAMED
DATE : TUESDAY 6 APRIL 2021
TIME : 10.00 AM

MEMBERS OF THE SUB-COMMITTEE

Councillors R Bolton, S Reed and N Symonds

COMMITTEE OFFICER:

WILLIAM TROOP

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DISCLOSABLE PECUNIARY INTERESTS

1. A Member, present at a meeting of the Authority, or any committee, sub-committee, joint committee or joint sub-committee of the Authority, with a Disclosable Pecuniary Interest (DPI) in any matter to be considered or being considered at a meeting:
 - must not participate in any discussion of the matter at the meeting;
 - must not participate in any vote taken on the matter at the meeting;
 - must disclose the interest to the meeting, whether registered or not, subject to the provisions of section 32 of the Localism Act 2011;
 - if the interest is not registered and is not the subject of a pending notification, must notify the Monitoring Officer of the interest within 28 days;
 - must leave the room while any discussion or voting takes place.
2. A DPI is an interest of a Member or their partner (which means spouse or civil partner, a person with whom they are living as husband or wife, or a person with whom they are living as if they were civil partners) within the descriptions as defined in the Localism Act 2011.
3. The Authority may grant a Member dispensation, but only in limited circumstances, to enable him/her to participate and vote on a matter in which they have a DPI.

4. It is a criminal offence to:

- fail to disclose a disclosable pecuniary interest at a meeting if it is not on the register;
- fail to notify the Monitoring Officer, within 28 days, of a DPI that is not on the register that a Member disclosed to a meeting;
- participate in any discussion or vote on a matter in which a Member has a DPI;
- knowingly or recklessly provide information that is false or misleading in notifying the Monitoring Officer of a DPI or in disclosing such interest to a meeting.

(Note: The criminal penalties available to a court are to impose a fine not exceeding level 5 on the standard scale and disqualification from being a councillor for up to 5 years.)

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AGENDA

1. Appointment of Chairman

2. Apologies

To receive apologies for absence.

3. Chairman's Announcements

4. Declarations of Interest

To receive any Members' Declarations of Interest.

5. Summary of Procedure (Pages 7 - 14)

A summary of the procedure to be followed during consideration of items 6 and 7 is attached.

6. Application for a variation of a Premises Licence for Tesco, Bishops Park Centre, Lancaster Way, Bishop's Stortford (21/0069/PLV)
(Pages 15 - 72)

7. Application for a variation of a Premises Licence for Tesco, Ware Road, Hertford (21/0066/PLV) (Pages 73 - 122)

8. Urgent Business

To consider such other business as, in the opinion of the Chairman of the meeting, is of sufficient urgency to warrant consideration and is not likely to involve the disclosure of exempt information.

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LICENSING SUB-COMMITTEE

EXTRACT FROM RULES OF PROCEDURE

Note – the full Rules of Procedure can be viewed at:

<http://democracy.eastherts.gov.uk/ieListMeetings.aspx?CId=144&Year=0>

8.0 Procedure at hearing

As a matter of practice, the Sub-Committee shall seek to focus the hearing on the steps needed to promote the particular licensing objective(s) which has given rise to the specific representation(s) and will avoid straying into undisputed areas. The hearing is a discussion lead by the Authority (i.e. the Chairman) with advice from the Legal Adviser.

- 8.1 The order of business shall be at the discretion of the Sub-Committee, but shall normally proceed in accordance with the following paragraphs.
- 8.2 The Chairman shall at the beginning of the hearing, introduce themselves and the Sub-Committee members, ask the Officers present to introduce themselves before inviting the parties to the hearing to identify themselves. The Chairman will then explain to the parties the procedure that the Sub-Committee intends to follow.
- 8.3 The Chairman will ask a representative of the Licensing Authority to introduce the report, and outline the matter before the Sub-Committee.
- 8.5 The Parties to a hearing for an application shall usually be invited to address the Sub-Committee in the following order:
 - (a) Applicant
 - (b) Responsible Authority
 - (c) Other parties

However, this may be varied at the discretion of the Chairman, if in his/her opinion, this would assist the efficient business of the Sub-Committee.

- 8.6 Parties to the hearing shall be entitled to:
- (a) give further information in support of their application, relevant representations or notice (as applicable) in response to a point upon which the Licensing Authority has given notice that it requires clarification;
 - (b) question any other party if given permission by the Chairman of the Sub-Committee; and
 - (c) address the Sub-Committee.
- 8.7 Members of the Sub-Committee may ask any question of any party to the hearing or other person appearing at the hearing.
- 8.8 Where there is more than one relevant representation raising the same or similar grounds, the Sub-Committee shall request that only one party address them on behalf of the parties who have made the representations in question.
- 8.9 Subject to paragraph 8.10 below, in considering any relevant representations or notice made by a party to the hearing, the Sub-Committee may take into account additional documentary or other information produced by such a party in support of their application, relevant representations or notice (as applicable) either submitted at least 24 hours before the hearing commences or, with the consent of *all* the other parties and the Chairman, at the hearing. Where all the other parties consent the Licensing Sub-Committee has discretion as to whether to admit additional documentary evidence or other information at the hearing. If large documents are submitted on the day then the hearing may be adjourned at the Chairman's discretion so that such documents can be fully considered.

Note - As a matter of good practice, any additional documentation or other information produced in advance of the hearing date, should be submitted to the licensing officer no later than two working days before the hearing.

8.10 The Sub-Committee shall disregard any information given or evidence produced by a party or any person to whom permission is given to appear at the hearing, which is not relevant to:

- (a) their application, relevant representations or notice (as applicable); or
- (b) the promotion of the licensing objectives.

8.11 Hearsay evidence may be admitted before the Sub-Committee, but consideration shall always be given to the weight, if any, to be attached to such evidence, depending upon the circumstances in which it arises.

8.12 The parties to the hearing shall be entitled to make closing submissions, usually in the following order:

- (a) Responsible Authority
- (b) Other party
- (c) Applicant.

8.13 The Sub-Committee will, after hearing the relevant representations of the parties to the hearing, withdraw from the room to make their deliberations.

8.14 The Legal Adviser and the Democratic Services Officer shall accompany the Sub-Committee when they retire to make their deliberations.

9.0 Determination of applications

9.1 The Sub-Committee shall give appropriate weight to:

- (a) the relevant representations (including supporting information) presented by all the parties;
- (b) national guidance;
- (c) the Licensing Authority's Licensing/Gambling Policy (as applicable); and
- (d) the steps that are necessary to promote the licensing objectives.

9.2 The Sub-Committee shall make its determination:

- (a) at the conclusion of the hearing in accordance with the relevant Regulations; or
- (b) within 5 working days thereafter (all other cases).

9.3 The written notice of determination shall be issued by Head of Housing and Health under delegated authority and will information regarding the appeals process.

10.0 Role of Legal Adviser

10.1 The Sub-Committee may seek advice or clarification of any procedural, technical or legal matter from the Legal Adviser at any time during the course of the hearing.

10.2 The Legal Adviser shall provide the Sub-Committee with any advice it requires to properly perform its functions, on:

- (a) questions of law;
- (b) questions of mixed fact and law;
- (c) matters of practice and procedure;
- (d) the range of options available to the Sub-Committee;
- (e) any relevant decisions of courts;
- (f) relevant national guidance or policy;
- (g) other issues relevant to the matter before the Sub-Committee.

10.4 The Legal Adviser shall play no part in making findings of fact, but may assist the Sub-Committee by reminding it of the evidence taken from his/her own or the Democratic Services Officer's notes.

10.5 The Legal Adviser may ask questions of witnesses and the parties in order to clarify the evidence and any issues in the case. The Legal Adviser is under a duty to ensure that every case is conducted fairly.

11.0 Role of Democratic Services Officer

11.1 The Democratic Services Officer's role is to make a record of the proceedings, summarise and record decisions and to provide help and assistance to parties attending hearings.

12.0 Role of Licensing

- 12.1 The Licensing Officer will present the pertinent facts of the application and the representations made by parties to the hearing.
- 12.2 The Licensing Officer shall provide the Sub-Committee with any advice it requires to properly perform its functions.
- 12.3 The Licensing Officer may ask questions of witnesses and the parties in order to clarify the evidence and any issues in the case.

13.0 Failure of parties to attend the hearing

- 13.1 If a party to the hearing has informed the Licensing Authority that he/she does not intend to attend or be represented at the hearing, the hearing may proceed in his/her absence and any properly made written submissions will be considered as part of the decision making process.
- 13.2 If a party to the hearing fails to provide notification in accordance with paragraph 13.1 above, and fails to attend or be represented at a hearing, the Sub-Committee may:
 - (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date; or
 - (b) hold the hearing in the party's absence and shall consider at the hearing, the application, relevant representations or notice made or submitted by that party.

14.0 Adjournments

- 14.1 Subject to the provisions of the Regulations, the Sub-Committee may, where necessary for its consideration of any relevant representations or notice made by a party to the hearing, adjourn the hearing to a specified date.
- 14.2 Where the Sub-Committee adjourns the hearing to a specified date, it shall forthwith notify the parties to the hearing of the date, time and place.

15.0 Right of Appeal

- 15.1 The all parties to a hearing have a right of appeal against a decision to the Magistrates' Court within 21 days (beginning with the day on which the applicant was notified of the decision by the Licensing Authority).

Definitions

Term	Meaning
Applicant	<p>The holder of, or the person seeking the grant of, a licence, notice or other permission under the relevant Legislation.</p> <p>The premises user in relation to a temporary event notice (TEN) or temporary use notice (TUN).</p>
Interest	A Disclosable Pecuniary Interest as defined in the Council's Members' Code of Conduct.
Other parties	Any persons making relevant representations or any person who is representing such persons.
Licensing Authority	East Hertfordshire District Council
Parties to the Hearing	The applicant and any parties that have made relevant representations or submitted a valid objection notice.
Relevant Representations	Representations (either in support of or against an application) that relate to one or more of the licensing objectives. Can be made by a Responsible Authority or other party.
Responsible Authority	The bodies that must be consulted regarding certain applications and that are entitled to make representations to the Licensing Authority.

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East Herts Council Report

Licensing Sub-Committee

Date of Meeting: 6 April 2021

Report by: Jonathan Geall, Head of Housing and Health

Report title: Application for a Variation of a Premises Licence for Tesco, Bishop's Park Centre, Lancaster Way, (21/0069/PLV)

Ward(s) affected: Bishop's Stortford Silverleys

Summary

- An application for a variation of a premises licence has been received and representations against the application have been made by interested parties. Where representations are received against an application and not withdrawn there must be a Licensing Sub-Committee to decide that application. The report is to inform that decision.

RECOMMENDATION FOR LICENSING SUB-COMMITTEE:

(a) The application for a new premises licence be decided.

1.0 Proposal(s)

Members of the Licensing Sub-Committee should determine the application for a variation of a premises licence through consideration of the information contained in this report and appendices combined with submissions made at the Licensing Sub-Committee hearing.

2.0 Background

2.1 Under the Licensing Act 2003 and the council's Statement of Licensing Policy (herein 'the Policy'), an application for a new or variation to a licence or certificate is granted by officers under delegated authority if no valid representations are received.

2.2 Where valid representations are received the Licensing Authority's discretion is engaged. A Licensing Sub-Committee has the delegated authority to determine applications for new and varied licences and certificates. This decision must be made whilst having regard to the licensing objectives, the Licensing Authority's own Statement of Licensing Policy and to statutory guidance issued by the Secretary of State under section 182 of the Licensing Act 2003 (herein 'the Guidance').

2.3 The licensing objectives are:

- Prevention of Crime and Disorder
- Public Safety
- Prevention of public nuisance; and
- Protection of children from harm.

3.0 Reason(s)

3.1 The application for a variation to a premises licence was submitted by Tesco Stores Limited on 8th February 2021. The application has been correctly advertised in the newspaper and consulted upon as required by legislation and regulations.

3.2 The application seeks approval to vary the current premises licence by extending the supply of alcohol to 24 hours a day and amend condition 1 of Annex 3 to read 'Barriers on the car parks to be closed from store close and checks be made on this'.

3.3 The premises currently hold a premises licence for the supply

of alcohol between 06:00 on a Monday through to Midnight on a Friday, from 06:00 until Midnight Saturday and from 10:00 until 18:00 on a Sunday.

3.4

Day	Current Licence	Proposed variation	Difference
Monday	06:00 – 00:00	00:00 – 00:00	6 hrs
Tuesday – Friday	00:00 – 00:00	00:00 – 00:00	No Change
Saturday	06:00 – 00:00	00:00 – 00:00	6 hrs
Sunday	10:00 – 18:00	00:00 – 00:00	12 hrs

3.5 A redacted copy of the application form for a new premises licence is attached as **Appendix 'A'**.

3.6 Section 16 of 18 on the application form asks the applicant to describe any additional steps they intend to take to promote the four licensing objectives as a result of the application. The applicant has proposed the following conditions to replace the current Annex 2 conditions:

- 1) There is a detailed training programme which ensures that comprehensive training is provided to employees having regard to their role and the responsibilities and such training is regularly reviewed and appropriate records kept.
- 2) The premises will have digital CCTV system that covers many areas of the shop floor, including the main area which will be used for display of alcohol.
- 3) Images will be retained for a minimum of 21 days.
- 4) A member of the Management team will ordinarily be on the premises all the time the store is open and person will have responsibility for the premises whilst the premises are open.

- 5) The premises licence holder is fully aware of its responsibilities under a range of health and safety related legislation and has appropriate policies and procedures in place to be confident of complying with the relevant obligations which arise.
- 6) The company has a 'good neighbour' policy which seeks to ensure that the premises play an active part in the local community.
- 7) The premises will operate a Think 25 policy. The checkouts will be programmed to prompt the checkout assistant when an alcohol product is scanned at the till to follow the Think 25 policy.
- 8) The CCTV system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.
- 9) Colleagues will receive appropriate training both in relation to the underlying law and the Tesco policy, systems and procedures. This training will be documented and repeated as often as Tesco believes to be appropriate.

3.7 During the statutory public consultation period the applicant varied the application to include the following conditions after consultation with Herts Police:

- 1) A digital closed circuit television (CCTV) system to be installed internally ensuring the following:-
 - a. All entry and exit points must be covered to enable frontal identification of every person entering the premises in any light condition
 - b. The CCTV system shall continually record whilst the premises is open for licensable activities and during

- times when customers remain on the premises.
- c. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available upon reasonable request of the Police or authorised officer throughout the preceding 31 day period.
 - d. A staff member from the premises who is knowledgeable with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public and this staff member must be able to show and supply if requested a Police or authorised officer recent date or footage with the absolute minimum of delay when requested.
 - e. Any faults with the CCTV system must be recorded and must be rectified without delay.
- 2) The age verification policy operated at the premises shall be 'Challenge 25'. This means that whilst alcohol may be sold to persons aged 18 years or over, any person who appears under 25 years of age shall be required to provide proof of age using an acceptable form of ID. The only forms of ID that may be accepted shall be:
- a. Proof of age card bearing the PASS hologram logo
 - b. Passport; or
 - c. UK photo driving licence
 - d. any ID approved by the Home Office
- 3) Notices advertising that the premises operate a 'Challenge 25' scheme shall be displayed in a clear and prominent position at the premises including inside at the premises where the main alcohol section is on show to the general public.
- 4) The Personal Licence Holder or Designated Premises Supervisor to ensure that all management and staff who

are not personal licence holders are fully trained and briefed on licensing objectives, responsible retailing of alcohol and Challenge 25 scheme and they are adhered to. Staff are to be given refresher training at least twice per year and this is to be documented and made available to an authorised officer on request.

- 5) An incident book or electronic log shall be maintained to record any activity related to drugs or of a violent, criminal or serious anti-social nature and be available for inspection at all times (when the premises is open) by an authorised officer of relevant responsible authority, it should record the following details:-
 - a. Time and date and nature of the incident,
 - b. People involved
 - c. Action taken
 - d. Details of the person responsible for the management of the premises at the time of the incident.
 - e. Refusals for the sale of alcohol will be made by declining the prompt on the electronic till point when an alcoholic product is scanned. Records of any major incidents following refusals will be kept electronically and made available to authorised officers on request.
- 6) Security to be employed at the premises following a regular risk assessment. A record must be kept of their SIA registration number and the dates and times when they are on duty.
- 7) The Premise Licence Holder or Designated Premises Supervisor to take reasonable steps to ensure no open vessels of alcohol are consumed outside the premises or in the car park and to take reasonable steps to ensure groups of people are not allowed to gather/loiter outside the premises.

- 3.8 During the 28 day statutory public consultation period four representations were received from Interested Parties, including two local ward councillors and two residents. These representations are attached as **Appendix 'B'**.

The representations from the local Councillors engage the prevention of public nuisance and public safety licensing objectives with the representations from the residents engaging the prevention of public nuisance and prevention of crime and disorder licensing objectives.

- 3.9 There have been no representations from any responsible authority.

A copy of the current premises licence and licence plan are attached as **Appendix 'C'**.

- 3.10 A plan of the area in which the premises is located is attached as **Appendix 'D'**. This can be used to illustrate the location of the premises in relation to residents and other businesses.

Policy and Guidance

- 3.17 Section 4 of the East Herts Statement of Licensing Policy (herein 'the Policy') details definitions of premises and location and operation of premises (differentiating between Town Centre locations and other areas). Under this section of the Policy the operation under which the application best fits would be defined as 'off licence'.
- 3.18 The proposed premise is not in a Town Centre location so it is classed as being in 'other areas'.
- 3.19 The table at 4.3 of the Policy details this authority's approach to hours for licensed premises when it has received relevant representations to an application. Notwithstanding that each

application is considered on its own merits the following hours would normally be granted to a 'off licence' in this type of location when valid and relevant representations have been received:

Will generally be allowed alcohol sales in accordance with the normal opening hours of the shop

- 3.20 Section 7.0 of the Policy contains information on how the Licensing Authority considers applications under the prevention of crime and disorder licensing objective. Paragraph 7.2 states:

'The Licensing Authority will expect the applicant to demonstrate how they will prevent disorderly conduct, prevent sale of alcohol to a person who is drunk, and prevent the obtaining of alcohol for a person who is drunk on the licensed premises, and how the licence holder will exercise these duties so as to prevent or reduce the risk of anti-social behaviour by customers occurring elsewhere after they have left the premises.'

- 3.21 Section 8.0 of the Policy contains information on how the Licensing Authority considers applications under the Public Safety licensing objective. Paragraph 8.2 states 'Conditions to promote public safety will be those that are appropriate, in particular circumstances of any individual premises or club premises, and will not duplicate other requirements of the law. Equally, the attachment of conditions to the premises licence or certificate will not in any way relieve employers of the statutory duty to comply with the requirements of other legislation including the Health and Safety at Work Act 1974, Associated Regulations and especially the requirements under the management of Health and Safety at Work Regulations 1999 and Regulatory Reform (Fire Safety) Order 2005, to undertake risk assessments. Employers should assess the risks, including risks from fire and take measures necessary to avoid and control these risks. Licence conditions enforcing

those requirements will therefore not be attached.'

3.22 Section 9 of the Policy relates to the prevention of public nuisance. Specifically section 9.3 of the Policy states:

'The Licensing Authority will expect applicants to demonstrate they have considered:

- *the proximity of residential accommodation;*
- *the type of use proposed, and the likely numbers of customers;*
- *proposed hours of operation and the frequency of activity;*
- *the steps taken or proposed to be taken by the applicant to prevent noise and vibration escaping from the premises, including music, noise from ventilation equipment, and human voices. This may include the installation of soundproofing, air conditioning, acoustic lobbies and sound limitation devices;*
- *the steps taken or proposed to be taken by the applicant to prevent disturbance by customers arriving at or leaving the premises. This will usually be of greater importance between 10 p.m. and 7 a.m. than at other times of the day;*
- *the steps taken or proposed to be taken by the applicant to prevent queuing (either by pedestrian or vehicular traffic). If some queuing is inevitable then queues should be diverted away from neighbouring premises or be otherwise managed to prevent disturbance or obstruction;*
- *the steps taken or proposed to be taken by the applicant to help ensure patrons and staff leave the premises quietly;*
- *the arrangements made or proposed for parking by patrons, and the effect of parking by patrons on local residents;*
- *the provision for public transport in the locality (including taxis and private hire vehicles) for patrons;*
- *the level of likely disturbance from associated vehicle movements;*
- *the use of smoking shelters, gardens and other open-air areas;*

- *the location of delivery and collection areas and delivery/collection times;*
- *the appropriate placing of external lighting, including security lighting;*
- *refuse storage and litter (including fly posters and illegal placards);*
- *the history of nuisance complaints against the premises, particularly where statutory notices have been served on the present licensees;*
- *the applicant's past success in controlling anti-social behaviour and preventing nuisance;*
- *odour nuisance, e.g. cooking smells;*
- *any other relevant activity likely to give rise to nuisance;*
- *any representations made by the Police, or other relevant agency or representative;*

This list is not exhaustive and the Licensing Authority remains aware of its obligation to consider each case on its merits.'

3.20 Paragraph 9.37 and 9.38 of the Guidance issued under section 182 of the Licensing Act 2003 states:

As a matter of practice, licensing authorities should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas. A responsible authority or other person may choose to rely on their written representation. They may not add further representations to those disclosed to the applicant prior to the hearing, but they may expand on their existing representation and should be allowed sufficient time to do so, within reasonable and practicable limits.

3.21 With paragraph 9.38 of the Guidance stating:

In determining the application with a view to promoting the licensing objectives in the overall interests of the local community,

the Licensing Authority must give appropriate weight to:

- *the steps that are appropriate to promote the licensing objectives;*
- *the representations (including supporting information) presented by all the parties;*
- *this Guidance;*
- *its own statement of licensing policy.*

3.22 Paragraphs 9.42-9.44 of the Guidance deal with how to determine actions that are appropriate for the promotion of the licensing objectives.

3.23 If Members are minded to impose conditions to mitigate concerns regarding the undermining of the licensing objectives then Chapter 10 of the Guidance deals with conditions attached to premises licences. Paragraphs 10.8-10.10, 10.13-10.15 would be particularly relevant.

Officer observations

3.24 Paragraph 10.15 of the Guidance is clear in that shops, stores and supermarkets should normally be free to provide sales of alcohol for consumption off the premises at any times when the retail outlet is open for shopping unless there are good reasons, based on the licensing objectives, for restricting those hours.

3.25 The application requests longer hours for the sale of alcohol than opening hours so Members may wish to seek clarity from the applicant regarding the reasons for this.

3.26 The Interested Parties have suggested that the application would undermine the prevention of public nuisance and public safety licensing objectives. Members should consider whether the variation application for the extended hours requested would undermine the licensing objectives. Members can ask questions of both the applicant and the interested parties

before making their determination.

- 3.27 In relation to the prevention of crime and disorder. The Police have been consulted on this application and have not made any representation and chose to agree conditions therefore they are satisfied that the application would not undermine the licensing objectives.
- 3.28 So as to ascertain whether the proposed steps are adequate to promote the licensing objectives with the requested variation, the Sub-Committee should consider:
- the conditions that are already present on the licence, and
 - the conditions that are present on the application.
- 3.29 As stated in the Guidance, the authority's decision should be evidence based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.
- 3.30 Members should consider if they believe the applicant has provided evidence that the licence if granted would promote and not undermine the licensing objectives. This evidence should be balanced against the evidence given by those making representations that the licensing objective would be undermined.
- 3.31 If Members believe that the application would not undermine any of the licensing objectives then the application should be granted as requested.
- 3.32 Put in its simplest terms, what are the minimum measures that can be put in place to address the concerns? Refusal of the application should be the last option considered.
- 3.33 In considering additional conditions Members should decide whether these steps would in fact address their concerns if the

decision was made to grant the hours requested.

- 3.34 For conditions to be enforceable they need to be clear, unambiguous and free from subjective terms. If a condition cannot be enforced then it should not be placed on any granted licence.
- 3.35 Aside from adding conditions it is open to the Sub-Committee to limit the hours of operation under the licence but clear reasons for this step would need to be given. The hours can only be limited in relation to those applied for as part of the variation and cannot be limited beyond those on the current licence.
- 3.36 However, if simply limiting the hours beyond those requested does not mitigate Members' concerns regarding the promotion of the licensing objectives then the option to additionally impose appropriate and proportionate conditions is available.
- 3.37 When the Licensing Sub-Committee gives its decision to those in attendance it should be made clear to all parties how much weight has been attached to each submission and why and what evidence Members have relied upon when reaching their decision.

4.0 Options

- 4.1 The options open to the Licensing Sub-Committee are:
- grant the application if they feel the application would promote and not undermine the licensing objectives; or
 - grant the application as sought but at the same time modify the conditions of the licence volunteered by the applicant in the operating schedule, by altering or omitting or adding to them. This could include amending the times for the supply of alcohol or

- if Members believe that there is evidence that shows that there are no steps that can be taken to ensure that the application sought would promote the licensing objectives then the application should reject the whole or part of the application that would lead to the application undermining the licensing objectives.

4.2 When the Licensing Sub-Committee gives its decision to those in attendance it should be made clear to all parties how much weight has been attached to each submission and why and what evidence Members have relied upon when reaching their decision.

5.0 Risks

5.1 A decision on the application must be made and any decision made can be appealed at the Magistrate's Court. Therefore the Licensing Sub-Committee should ensure that when giving their decision on the application they give clear reasons on how and why they have made their decision. In doing so, the council's ability to defend its decision is strengthened and the risk of its decision being over-turned on appeal is lessened, although, of course, this risk can never be entirely removed.

6.0 Implications/Consultations

6.1 As with any application for a new premise licence, a variation of an existing premise licence or review of a premise licence there is a 28 day public consultation.

Community Safety

The report details the four licensing objectives, these objectives are detailed in paragraph 2.3, therefore Community Safety will be considered when determining the application.

Data Protection

Where the appendices have shown personal data this has been redacted.

Equalities

Consideration has made to the Equality Act 2010 and the Public Sector Equality Duty in this report and will be considered during the Licensing Sub-Committee hearing.

Environmental Sustainability

No

Financial

There will be a cost to the authority in holding the Licensing Sub-Committee hearing; this will be covered by the existing budget.

There would be a cost if the decision of the Licensing Sub-Committee is appealed to the Magistrates Court and the authority chooses to defend that appeal.

Health and Safety

No

Human Resources

No

Human Rights

As with all applications and Council functions, the Human Rights Act 1998 has been considered in this report and will be considered during the Licensing Sub-Committee hearing.

Legal

All statutory requirements have been considered in preparing this report.

Specific Wards

Yes – Bishop’s Stortford - Silverleys

7.0 Background papers, appendices and other relevant material

- 7.1 Revised Guidance issued under section 182 of the Licensing Act 2003 (April 2018) -
https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/705327/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_April_2018_.pdf
- 7.2 East Herts Statement of Licensing Policy 2016 -
https://cdn-eastherts.onwebcurl.com/s3fs-public/documents/Statement_of_Licensing_Policy.pdf
- 7.3 Night Time Economy (NTE) Position Statement -
https://cdn-eastherts.onwebcurl.com/s3fs-public/documents/Night_Time_Economy_NTE_Position_Statement.pdf
- 7.4 Appendix 'A' – Application for a variation of a Premise Licence.
- 7.5 Appendix 'B' – Representations against the application.
- 7.6 Appendix 'C' – Current Premises Licence and plan.
- 7.7 Appendix 'D' – Map showing location of the premises.

Contact Member Councillor Peter Boylan – Executive Member for Neighbourhoods
peter.boylan@eastherts.gov.uk

Contact Officer Jonathan Geall – Head of Housing and Health
Contact Tel No. 01992 531594
jonathan.geall@eastherts.gov.uk

Report Author

Brad Wheeler – Senior Licensing and
Enforcement Officer

Contact Tel No. 01992 531520

brad.wheeler@eastherts.gov.uk

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08/02/2021

East Hertfordshire District Council
Licensing Officer
Wallfields
Pegs Lane
SG13 8EQ

Licensing Team

5 Falcon Way
Shire Park
Welwyn Garden City
Hertfordshire
AL7 1TW

Tel:
Fax:
Email:

Application to vary a Premises Licence under Section 34 of the Licensing Act 2003

Premises: Tesco Stores Limited, Bishops Park Centre, Lancaster Way, Bishops Stortford, Hertfordshire, CM23 4DD

Premises Licence Number: 20/0705/PLDPS

We wish to make an application under Section 34 of the Licensing Act 2003 to vary the above noted Premises Licence.

We duly enclose:

1. Application for a variation to the Premises Licence
2. Tesco Stores Limited policy on the Provision of Portable Fire-Fighting Equipment
3. Payment – this has been made online or via phone
4. Premises Licence

Application Form

We have made our application in line with the legislation set out in Section 34 of the Licensing Act 2003 and its supporting regulations.

Responsible Authorities

We can confirm that a copy of this letter and the enclosed documents have today been sent to the Chief Officer of Police and all the relevant responsible authorities. If we have missed any of the Responsible Authorities, please could you notify us immediately to allow us to rectify our mistake.

Where this application has been submitted electronically, we will assume that the Licensing Authority will send the copy to the Responsible Authorities.

Advertisements

We can also confirm that notices advertising the application to vary the licence will be placed around the store for the required period and in a local newspaper within the required time scale.

If you have any comments or queries regarding this application, please do not hesitate to contact us so that we can resolve any issues.

We appreciate that your department is under considerable pressure, but would be grateful if you would be kind enough to acknowledge safe receipt via email to Licensing.Team@tesco.com

We thank you for your assistance in this matter.

Yours faithfully

Licensing Manager
Tesco Stores Limited



Provision of Portable Fire-Fighting Equipment at Tesco Stores

General

Portable fire extinguishers are provided as a means of first aid fire fighting equipment but should not be considered for use on a large fire or as an aid to escape. Their portability and immediate availability allows for prompt intervention by an individual at the start of a fire.

Therefore the suitability and location will dictate the types and quantity of fire fighting equipment that is required

Suitability

Imprex Foam Extinguisher

The general purpose extinguisher deployed at Tesco stores is a 6 Litre foam (Imprex) extinguisher. It can be used on solid carbonaceous fires (Class A) involving fuels such as timber, paper, plastic etc or on flammable liquid fires, such as petrol or cooking oil (Class B).

A simple formula is used to calculate the minimum number of general purpose (class A) and (class B) extinguishes that should be provided:

$\frac{\text{The gross floor area (metres)} \times 0.065}{27^*} = \text{Number Class A extinguishers required (rounded up)}$

(27 being the 'A' rating of the extinguisher)

$\frac{\text{Largest volume of spill of flammable liquid (litres)} \times 10}{183^*} = \text{Number of Class B extinguishers required}$

(183 being the 'B' rating of the extinguisher)

Carbon Dioxide Extinguisher

These are provided by Tesco stores on fires involving live electric equipment. There is no guidance on the numbers required, however, due to widespread use of electrical equipment in Tesco stores, they are readily available in most areas

Additionally fire blankets are available in cooking areas.

Location

A person should not travel more than 30 metres to reach a suitable fire extinguisher from any point within the store. Additional extinguishers (above those needed to achieve an 'A' rating) may need to be provided to meet this requirement, but this is unlikely due to the layout of most Tesco stores.

Where possible, extinguishers are located adjacent to fire alarm call points (which in turn are adjacent to fire exits) forming a fire point, where the alarm can be raised and a decision made whether to attempt to tackle the fire or flee through the exit.

Allocation of Fire Fighting Equipment

AREA	6 LITRE AFF	2kg CO2	FIRE BLANKET	9kg DRY POWDER	SAND BUCKET
Bakery	1	1	1		
Bake-off		1	1		
Boiler Rooms & Boiler Containers		1			
Cash Office		1			
CCTV		1			
Cleaner's Room		1			
Coffee Shop – Public Area		As per sales floor calculations*			
Coffee Shop – Preparation Area		1	1		
Corridors		As per calculations			
Customer Service Centre		1			
Electrical Intake		1			
FMC Room		1			
Generator Room/Container		1			
Hot Chicken Installation		1			
Lift Monitor Room		1			
Loading Dock Lobby		As per calculations			
Pharmacy		1			
Refrigeration Plant Room/ Containers		1			
Refrigeration Mezzanine Plant Platform		1			
Restaurant (kitchen)		1	1		
Restaurant (staff)		As per calculations			
Sales Area		As per calculations			
Staff Reception	1	1			
Stairs (for roof Plant)		1			
Sprinkler Valve/ Pump Room		1			
		1			
Tank Room & Container		1			
Training Room		1			
Warehouse/Bulk store		As per calculations			
Petrol Filling stations					
Sales Area		1	1		
Ancillary Area	1	1			
Forecourt		Two trolleys		4	4
Express Filling Stations					
Sales Area	1	1	1		
Ancillary Area	1	1			

*Calculations: 1 fire extinguisher per 400m² based on 27A rating and 183B sales floor extinguishers sited adjacent to exits and below call points as appropriate.

Allocation of Safety Signs and Notices

AREA	SIGN / NOTICE
Bakery and Bake-off Area	FIRE INSTRUCTIONS notice adjacent to break glass call point (b.g.c.p.)
Boiler Rooms & Boiler Containers	KEEP LOCKED SHUT
Clock Towers	FIRE INSTRUCTIONS notice adjacent to b.g.c.p
Coffee Shop	FIRE INSTRUCTIONS notice adjacent to b.g.c.p
Corridors	FIRE INSTRUCTIONS notice adjacent to b.g.c.p KEEP CLEAR FIRE DOOR-KEEP CLEAR on both sides of all doors other than held-open
Customer Service Centre	FIRE INSTRUCTIONS notice adjacent telephone
Electrical Intake	KEEP LOCKED SHUT notice on external side of door
Electrically Held Open Fire Doors Linked into Fire Alarm System Exterior	AUTOMATIC DOOR KEEP CLEAR on opening face of doors EMERGENCY EXIT – PUCH HARD TO OPEN on rear of each gate FIRE EXIT sign on outside of all fire doors
Female Cloaks	NO SMOKING
Generator Room/ Container	KEEP LOCKED SHUT on external side of door
Kids Club	FIRE INSTRUCTIONS notice adjacent to b.g.c.p FIRE EXIT – KEEP CLEAR notice on external side of door
Lift Monitor Room	KEEP LOCKED SHUT
Male Cloaks	NO SMOKING
Manager's Office	FIRE INSTRUCTIONS notice adjacent telephone
Plant Room/ Containers	KEEP LOCKED SHUT on external side of door
Restaurant (kitchen)	FIRE INSTRUCTIONS notice adjacent to b.g.c.p
Restaurant (Staff)	FIRE INSTRUCTIONS notice adjacent to b.g.c.p
Sales Area	FIRE EXIT sign above every fire exit TO FIRE EXIT sign above doors to protected corridors PUSH BAR TO OPEN above each set of push bars
Staff Reception	FIRE INSTRUCTIONS notice adjacent to b.g.c.p FIRE INSTRUCTIONS notice adjacent telephone
Sprinkler Valve/ Pump Room on External Side if Door	SPRINKLER STOP VALVE INSIDE EXTERNAL VENTILATION CONTROL SWITCH INSIDE (if appropriate)
Warehouse/ Bilk Store	FIRE INSTRUCTIONS notice adjacent to b.g.c.p Load level notices on lines on walls FIRE EXIT sign above every fire exit
Petrol/ Express Petrol Filling Stations Ancillary Area	FIRE INSTRUCTIONS notice adjacent to b.g.c.p KEEP LOCKED SHUT on electrical intake FIRE EXIT above rear means of escape door PUSH BAR TO OPEN
Forecourt at tank fill points* at pumps#	Individual tank fill notices with grades PETROLIUM SPIRIT – HIGHLY FLAMABLE- NO SMOKING */# NO MOBLIE PHONES *

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 Tesco Stores Limited

(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 20/0705/PLDPS

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description: Tesco Stores Limited Bishops Park Centre Lancaster Way			
Post town	Bishops Stortford	Postcode	CM23 4DD

Telephone number at premises (if any)	0345 6779056
Non-domestic rateable value of premises	£ 1670000

Part 2 – Applicant details

Daytime contact telephone number	07841193843		
E-mail address (optional)	Licensing.team@tesco.com		
Current postal address if different from premises address	Tesco House Shire Park Kestrel Way		
Post town	Welwyn Garden City	Postcode	AL7 1GA

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)

Variation proposes to amend the hours the store can sell alcohol to:

Monday: 00:00 until 00:00 (currently from 06:00)
Tuesday – Friday: 00:00 until 00:00 (no change)
Saturday: 00:00 until 00:00 (currently from 06:00)
Sunday: 00:00 until 00:00 (currently 10:00 until 18:00)

The variation also proposes to amend condition 1 under Annex 3 to the following:

Barriers on the car parks to be closed from store close and checks be made on this

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:

N/A

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) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

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

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
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 7)
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</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 boxing or wrestling entertainment</u> (please read guidance note 6)		
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 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
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 7)		
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</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 playing of recorded music</u> (please read guidance note 6)		
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 7)		
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</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 performance of dance</u> (please read guidance note 6)		
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 7)		
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	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
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 7)		
Fri					
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"/>			
				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 6)					
Mon	00:00	00:00						
Tue	00:00	00:00						
Wed	00:00	00:00						
Thur	00:00	00:00				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 7)		
Fri	00:00	00:00						
Sat	00:00	00:00						
Sun	00:00	00:00						

K

<p>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).</p>
--

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	06:00	00:00	
Tue	06:00	00:00	
Wed	06:00	00:00	
Thur	06:00	00:00	
Fri	06:00	00:00	<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) Whilst the store currently trades the hours noted, it can trade longer hours, up to and including 24 hours in-line with any other legislation and planning permission.
Sat	06:00	00:00	
Sun	09:00	18:00	

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.

The variation proposes to amend condition 1 under Annex 3 to the following:

Barriers on the car parks to be closed from store close and checks be made on this

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)

Tesco is a large national operator with a range of head office and local support. The company has devised policies, procedures, systems and training to ensure that they sell alcohol in a responsible manner.

There is a detailed training programme which ensures that comprehensive training is provided to employees having regard to their role and the responsibilities and such training is regularly reviewed and appropriate records kept.

b) The prevention of crime and disorder

The premises will have digital CCTV system that covers many areas of the shop floor, including the main area which will be used for display of alcohol, Images will be retained for a minimum of 21 days
A member of the Management team will ordinarily be on the premises all the time the store is open and person will have responsibility for the premises whilst the premises are open.

c) Public safety

The premises licence holder is fully aware of its responsibilities under a range of health and safety related legislation and has appropriate policies and procedures in place to be confident of complying with the relevant obligations which arise.

d) The prevention of public nuisance

The company has a “good neighbour” policy which seeks to ensure that the premises play an active part in the local community.

e) The protection of children from harm

The premises will operate a Think 25 policy. The checkouts will be programmed to prompt the checkout assistant when an alcohol product is scanned at the till to follow the Think 25 policy.

Colleagues will receive appropriate training both in relation to the underlying law and the Tesco policy, systems and procedures. This training will be documented and repeated as often as Tesco believes to be appropriate.

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	08/02/2021
Capacity	- Licensing Manager

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)

Licensing Team,
 Tesco Stores Limited,
 5 Falcon Way (Maldon),
 Shire Park

Post town	Welwyn Garden City	Post code	AL7 1TW
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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Appendix B: Representations

I am one of two EHDC councillors who represent Bishop's Stortford Silverleys ward, where Tesco Stores is located. I am also a member of East Herts Licencing Committee. I have three issues in respect of this application.

- 1) Does the application cover both the supermarket and the petrol station?
- 2) Will extended sales have a negative effect on public safety?
- 3) How will a public nuisance be prevented?

The location of the store, and the petrol station is situated within Bishop's Park which is a predominately residential area on the edge of town. It is well connected by road, including the busy A120.

The development of Bishop's Stortford North can only increase pedestrian traffic which uses the cut through from Tesco's site across Hadham Road; the in situ pedestrian controlled crossing does not have the best visibility splay, and is positioned west of a roundabout connecting Newlands Avenue at a point where traffic tends to accelerate. This may present a public safety issue.

How will noise be mitigated so as to prevent disturbance to adjacent residents? Taking a walk from Tesco through the cut through and east towards Bishop's Stortford Town Centre often reveals discarded drinks containers and broken glass. The impact of casual drinkers could extend a nuisance over a wide area.

Points 2 and 3 arguably impact on the licencing objectives, and I therefore request a sub-committee determination.

Best wishes,

EHDC, and BSTC Councillor, Bishop's Stortford Silverleys ward.

I support Cllr comments and also request that this matter be determined by a Licensing Sub-Committee.

Councillor

Bishop's Stortford Silverleys

Comments summary

Dear Sir/Madam,

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 13/02/2021 12:55 PM from.

Application Summary

Address: Bishops Park Centre Lancaster Way Bishops Stortford Hertfordshire CM23 4DD

Proposal: Variation - Premises Licence

Case Officer:

[Click for further information](#)

Customer Details

Name:

Email: Not specified

Address: Burghley Avenue

Comments Details

Commenter Type: Member of the Public

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 13/02/2021 12:55 PM I strongly object to Tesco's Bishop's Park extending their licensing hours. We have been down this road before, as it encouraged anti-social behaviour through the estate with groups of youths walking to Tesco all hours of the night. This resulted in plant pots being broken, wing mirrors being ripped off of cars, eggs being thrown at properties and general noise. The local Police have records of this as they were involved in trying to stamp it out. This would mean Tesco would be open 24 hours again, which is totally unnecessary. They have to close at 16.00 pm on Sundays, but they are applying for licensing until 18.00 pm.

Dear Sir/Madam.

We are emailing you in relation to application reference 21/0069/PLV where Tesco Stores Limited at Bishops Park Centre Lancaster Way Bishops Stortford Hertfordshire CM23 4DD have applied for a variation to their premises licence.

We are emailing you directly and specifically requesting you withhold our personal details and do not disclose them.

Our objection (not more than 5000 characters):

In England in 2018, there were 5,698 alcohol-specific deaths. In 2018/19 there were 358,000 estimated admissions where the main reason for admission to hospital was attributable to alcohol, which is 6% higher than 2017/18. About 14% of all deaths in reported road accidents are related to alcohol (Source NHS Statistics on Alcohol, England 2020). The cost of alcohol to society is £21 billion, £11 billion alcohol-related crime, £7 billion lost productivity through unemployment and sickness and £3.5 billion cost to the NHS (Source Public Health England, 2016). Given the scale of the problem, as identified and published by Government agencies, it is irresponsible of Tesco to be applying to extending their alcohol licence and under the basis of public safety and protecting children from harm and we object to this extension.

Given the number of elderly and vulnerable people who are isolating/shielding due to the ongoing COVID-19 pandemic it is sneaky of Tesco to be applying to extending their alcohol license when a significant proportion of their customers are not accessing the store in person, to see the posters advising of their application.

Tesco has no regard for their neighbours who are continually picking up litter dropped by their customers, including empty bottles and cans of alcohol. Despite the double yellow lines on Burghley Avenue their customers continue to park illegally and inconsiderately and despite this being raised with both the council and Tesco, nothing is

done. We therefore further object under the grounds of public nuisance.

The crime map available at www.police.uk shows worrying crime statics when entering the post code of Tesco, Lancaster Way. It shows Tesco is the main source of crime on the Bishop's Park development and increasing the time that alcohol is available is only likely to further increase crime. We therefore further object under the grounds of crime and disorder.

We therefore can not see any benefit for the hours that Tesco sells alcohol to be in increased. We implore East Herts Council to follow Public Health Englands' recommendation that the effects of harmful drinking on individuals, their families and communities are wide-ranging and require a response at a national and local level, by declining this extention. <https://www.gov.uk/government/publications/health-matters-harmful-drinking-and-alcohol-dependence/health-matters-harmful-drinking-and-alcohol-dependence>

Many thanks in advance for your time and we look forward to receiving confirmation of receipt.

Good afternoon,

Following my email below I am received email communication asking me to vote for your neighbourhood policing priorities. This included an options for "Purse dipping in the Town Centre, Thorley and Tesco Bishop's Park" and "Phone Theft in the Town Centre, Thorley and Tesco Bishop's Park" (screen shot attached).

Given this vote includes two area relating to Tesco Bishop's Park we believe this should be added to the growing list of reasons as to why Tesco Bishop's Park should not be allowed to extend its alcohol licence.

Thank you again for your time in reading this email and we reiterate my request that you withhold our personal details and do not disclose them



Ministry's Quarterly Priority March 2021

This table lists the priority institutional policy projects. The responsibility should be assigned to the relevant ministry/department and the priority projects require implementation for the next few months. Examples:

Departmental projects in progress during the reporting period that are priority policy implementation projects for the March 2021.

	1st Quarter 2021	2nd Quarter 2021	3rd Quarter 2021	4th Quarter 2021	Actual
Human Resources for Health: Online, Blended and Hybrid Learning	+	+	+	+	+
Human Health Skills: Online, Blended and Hybrid Learning	○	○	○	○	○
Anti-Covid Education in Early Childhood and School Settings	+	+	+	+	+
Anti-Covid Education in Secondary Schools/Settings in additional settings	○	○	○	○	○
Anti-Covid Education in Secondary School settings	+	+	+	+	+
Anti-Covid Education in Tertiary Education settings	○	○	○	○	○

Licensing & Enforcement

01992 531503
 www.eastherts.gov.uk
 East Herts Council, Wallfields, Pegs Lane, Hertford, SG13 8EQ

EastHertsDC
 EastHerts
 easthertscouncil



District of East Hertfordshire Premises Licence Licence No: 20/0705/PLDPS

Licensing Act 2003

Part 1 – Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION		
Tesco (Bishops Stortford)	Telephone: 03456779056	
Bishops Park Centre, Lancaster Way, Bishops Stortford, Hertfordshire, CM23 4DD.		
WHERE THE LICENCE IS TIME LIMITED THE DATES		
Not applicable		
THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES		
SALE OF ALCOHOL		
Monday	06:00	00:00
Tuesday to Friday	00:01	00:00
Saturday	06:00	00:00
Sunday	10:00	18:00
THE OPENING HOURS OF THE PREMISES		
Monday to Saturday	06:00	22:00
Sunday	10:00	16:00
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
Tesco Stores Limited Tesco House, Shire Park, Kestrel Way, Welwyn Garden City, Hertfordshire, AL7 1GA.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Company Number - 00519500

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Mr Paul Christopher Rosier

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:

Licensing Authority:

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 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 must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

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

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

For the purposes of this condition -

- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) “permitted price” is the price found by applying the formula –

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

where -

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
5. Where the permitted price would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
6. (1) Sub-paragraph (2) applies where the permitted price on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

ANNEX 2 – CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

1. Alcohol shall not be sold in an open container or be consumed in the licensed premises.
2. The opening hours stated on this licence only restrict the hours that which may be open for licensable activities. The premises may open for non-licensable activities outside of these hours.

ANNEX 3 – CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

1. Barriers on the car parks to be closed from 10.00pm every night and checks be made on this.
2. The premises will have a digital closed circuit television (CCTV) system to be installed internally.
3. All entry and exit points must be covered to enable frontal identification of every person entering

the premises in any light condition.

4. The CCTV system shall continually record whilst the premises is open for licensable activity and during times when customers remain on the premises.
5. All recordings shall be stored for a minimum period of 28 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 28 day period.
6. A staff member from the premises who is knowledgeable with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public and this staff member must be able to show and supply if requested a Police or authorised officer recent data or footage with the absolute minimum of delay when requested.
7. All tills will be programmed to prompt the checkout assistant when alcohol product is scanned at the till to follow the Think/Challenge 25 policy.

ANNEX 4 - PLANS

Ref: F41.9 (28.1/5.8)



District of East Hertfordshire Premises Licence Licence No: 20/0705/PLDPS

Licensing Act 2003

Summary

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Tesco (Bishops Stortford)

Bishops Park Centre, Lancaster Way, Bishops Stortford, Hertfordshire, CM23 4DD.

Telephone: 03456779056

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

SALE OF ALCOHOL

Monday	06:00	00:00
Tuesday to Friday	00:01	00:00
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THE OPENING HOURS OF THE PREMISES

Monday to Saturday	06:00	22:00
Sunday	10:00	16:00

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES

Alcohol is supplied for consumption off the Premises

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Tesco Stores Limited
Tesco House, Shire Park, Kestrel Way, Welwyn Garden City, Hertfordshire, AL7 1GA.
licensing.team@uk.tesco.com
01707 298348

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Company Number - 00519500

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Mr Paul Christopher Rosier

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

Not restricted or prohibited.

RDG APPROVED PLAN

HSC DRAW 241

- REVISIONS:
- 26/11/12 0.1: ISB SIGN OFF.
 - 27/11/12 0.2: STORE / SIGNAGE WITH NEXT TO STORE / SIGNAGE TO BE SET TO TRAVEL WORKS.
 - 28/11/12 0.3: RETAIL ALLOWANCE TO IMPROVE PFS SERVICE.
 - 29/11/12 0.4: REVIEW TRADING FLOOR RESTRICTION.
 - 30/11/12 0.5: REVIEW ANY ADDITIONAL SPACE FOR RETAIL SERVICE IN BIOPHARM AREA.
 - 1/12/12 0.6: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 2/12/12 0.7: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 3/12/12 0.8: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 4/12/12 0.9: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 5/12/12 1.0: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 6/12/12 1.1: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 7/12/12 1.2: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 8/12/12 1.3: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 9/12/12 1.4: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 10/12/12 1.5: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 11/12/12 1.6: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 12/12/12 1.7: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 13/12/12 1.8: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 14/12/12 1.9: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 15/12/12 2.0: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 16/12/12 2.1: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 17/12/12 2.2: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
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 - 23/12/12 2.8: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 24/12/12 2.9: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.
 - 25/12/12 3.0: BAKERY LAYOUT REVISED FOR PATISSERIE OPERATION.

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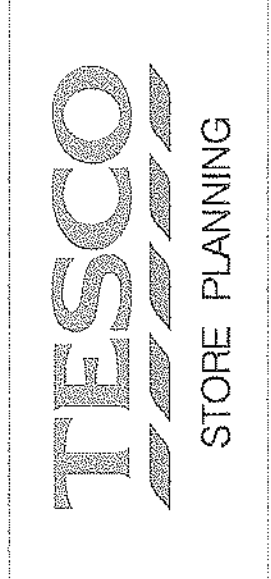
DISCLAIMER:

- ALL DETAILS & DIMENSIONS ARE TO BE CHECKED ON SITE BY MAIN CONTRACTOR PRIOR TO CONSTRUCTION.
- ANY DISCREPANCIES ARE TO BE RECORDED AND BACK TO THE STORE PLANNERS.

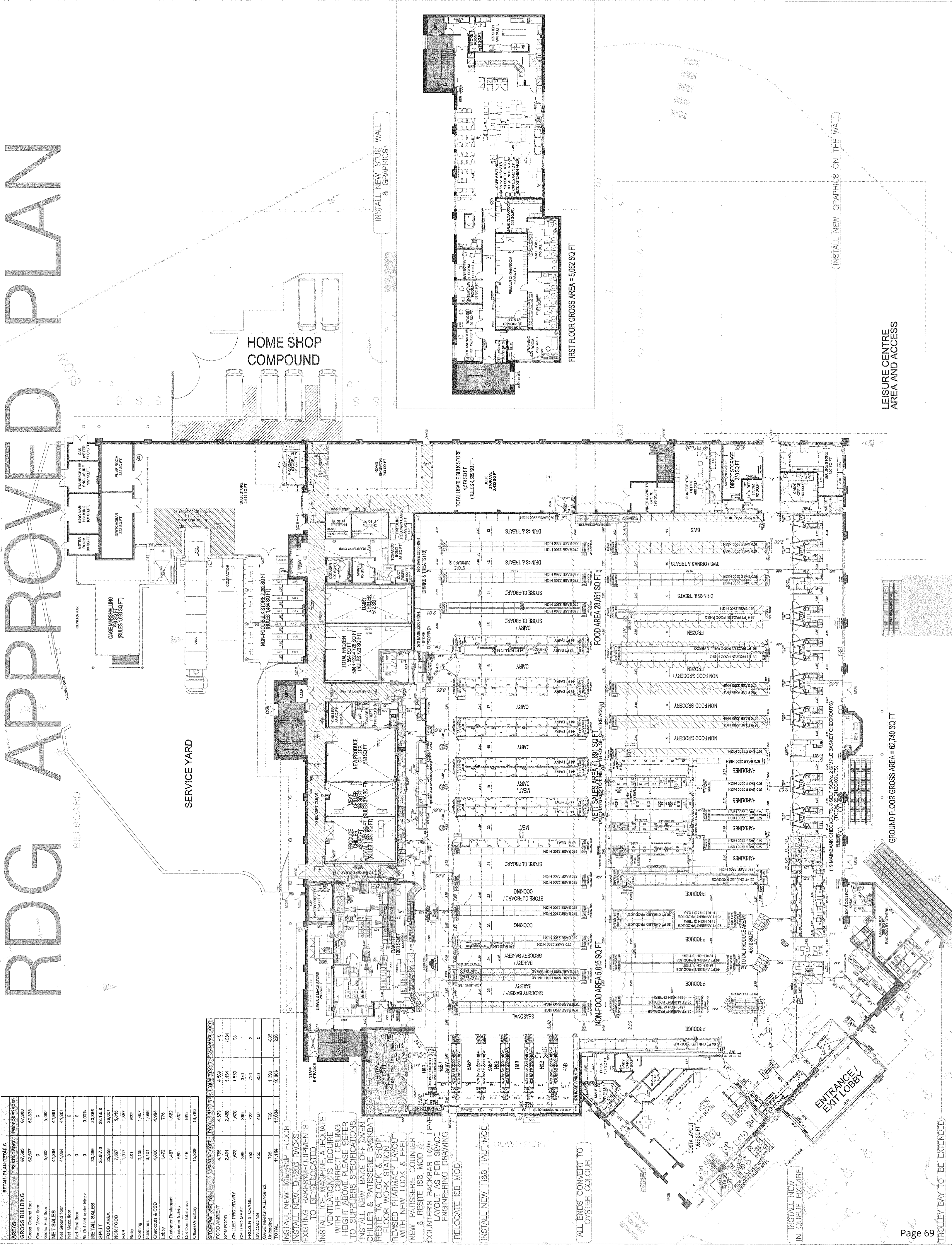
- EQUIPMENT / ITEM KEY:
- LOW LEVEL TABLE
 - BAKERY TOWER
 - FILELINE CAGE
 - BASES FOR LIFE
 - OPERATIONAL STACK
 - BASES FOR LIFE
 - PROMOTIONAL PALLETS
 - WAZZL BINS
 - STORAGE DRAWER
 - CLEANING STATION
 - EQUIPMENT DRAWER
 - WINE TOWER
 - FILELINE CAGE
 - BASES FOR LIFE
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 - STORAGE DRAWER
 - CLEANING STATION
 - EQUIPMENT DRAWER

PROJECT: BISHOPS STORIFORD 2101
 F41.9 (28.1/5.8)
 DESCRIPTION: PROPOSED REMODEL RETAIL LAYOUT
 DRAWING NO: 2101gagMRDGDAPPROVED
 ISSUE: 3
 ISSUE M

SCALE: 1:200@A1
 DATE: 14.12.2011
 PLANNING MANAGER: AARON TUCKER
 HSC PLANNER: SWATI PATIL



TESCO STORES LIMITED
 PROPERTY SERVICES
 WELSH, GARDNER, COTTELL, AJ, IGA
 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000



AREAS	EXISTING SQFT	PROPOSED SQFT
GROSS BUILDING	67,698	67,698
Ground Floor	62,537	62,538
Ground Floor	0	0
MEAT SALES	5,062	5,062
NET SALES	41,084	41,081
Net Mezz Floor	0	0
Net First Floor	0	0.00%
% of Net under Mezz	33,489	33,686
SPLIT	25,817.6	28,115.8
FOOD AREA	7,697	26,051
NON FOOD	1,917	1,957
H&B	481	632
Baby	2,108	1,677
Childing	3,101	1,698
Checkouts & CSD	4,890	4,984
Lobby	1,472	778
Customer Restaurant	1,497	1,692
Customer toilets	590	692
Dot Com total area	618	885
Office/Ancillary	15,329	14,740

STORAGE AREAS	EXISTING SQFT	PROPOSED SQFT	REMOVED SQFT	VARiances SQFT
FOOD AMBIENT	4,766	4,979	-10	
NON FOOD	2,401	2,466	1,004	
CHILLED PROCEDURE	1,628	1,530	98	
CHILLED MEAT	399	398	-1	
FROZEN STORAGE	793	772	21	
UNLOADING	493	469	24	
CAGE MARSHALLING/DEL.	798	1,693	-895	
TOTAL	11,164	11,034	10,896	228

- INSTALL NEW ICE SLIP FLOOR
- INSTALL NEW D-1200 RACKS
- EXISTING BAKERY EQUIPMENTS TO BE RELOCATED
- INSTALL ICE MACHINE ADEQUATE VENTILATION IS REQUIRED WITH THE CORRECT CEILING HEIGHT ABOVE PLEASE REFER TO SUPPLIERS SPECIFICATIONS.
- INSTALL NEW BAKE OFF OVEN, CHILLER & PATISSERIE BACKBAR
- RESITE TA CLOCK & SHOP FLOOR WORK STATION
- REVISED PHARMACY LAYOUT WITH NEW LOOK & FEEL
- NEW PATISSERIE COUNTER & RESITE ISB MOD
- COUNTER'S BACKBAR LOW LEVEL LAYOUT AS PER SPACE ENGINEERING DRAWING
- RELOCATE ISB MOD.
- INSTALL NEW H&B HALF MOD.
- ALL ENDS CONVERT TO OYSTER COLOUR
- INSTALL NEW IN QUEUE FIXTURE
- TROLLEY BAY TO BE EXTENDED

- INSTALL NEW STUD WALL & GRAPHICS
- FIRST FLOOR GROSS AREA = 5,062 SQ FT
- GROUND FLOOR GROSS AREA = 62,740 SQ FT
- LEISURE CENTRE AREA AND ACCESS
- INSTALL NEW GRAPHICS ON THE WALL

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East Herts Council Report

Licensing Sub-Committee

Date of Meeting: 6 April 2021

Report by: Jonathan Geall, Head of Housing and Health

Report title: Application for a Variation of a Premises Licence for Tesco, Ware Road, Hertford (21/0066/PLV)

Ward(s) affected: Hertford Castle

Summary

- An application for a variation of a premises licence has been received and representations against the application have been made by interested parties. Where representations are received against an application and not withdrawn there must be a Licensing Sub-Committee to decide that application. The report is to inform that decision.

RECOMMENDATION FOR LICENSING SUB-COMMITTEE

(a) The application for a new premises licence be decided.

1.0 Proposal(s)

Members of the Licensing Sub-Committee should determine the application for a variation of a premises licence through consideration of the information contained in this report and appendices combined with submissions made at the Licensing Sub-Committee hearing.

2.0 Background

2.1 Under the Licensing Act 2003 and the council's Statement of Licensing Policy (herein 'the Policy'), an application for a new or variation to a licence or certificate is granted by officers under delegated authority if no valid representations are received.

2.2 Where valid representations are received the Licensing Authority's discretion is engaged. A Licensing Sub-Committee has the delegated authority to determine applications for new and varied licences and certificates. This decision must be made whilst having regard to the licensing objectives, the Licensing Authority's own Statement of Licensing Policy and to statutory guidance issued by the Secretary of State under section 182 of the Licensing Act 2003 (herein 'the Guidance').

2.3 The licensing objectives are:

- Prevention of Crime and Disorder
- Public Safety
- Prevention of public nuisance; and
- Protection of children from harm.

3.0 Reason(s)

3.1 The application for a variation to a premises licence was submitted by Tesco Stores Limited on 8th February 2021. The application has been correctly advertised in the newspaper and consulted upon as required by legislation and regulations.

3.2 The application seeks approval to vary the current premises licence by extending the supply of alcohol on a Monday, Friday, Saturday and Sunday and for a seasonal variation of 24 hour alcohol sales between 13th December and 2nd January each year.

3.3 The premises currently hold a premises licence for the supply

of alcohol between 08:00 on a Monday through to 23:00 on a Friday, from 04:00 until 23:00 Saturday and from 09:00 until 17:00 on a Sunday.

3.4

Day	Current Licence	Proposed variation	Difference
Monday	08:00 – 00:00	06:00 – 00:00	2 hrs
Tuesday – Thursday	00:00 – 00:00	00:00 – 00:00	No Change
Friday	00:00 – 23:00	00:00 – 00:00	1 hr
Saturday	04:00 – 23:00	04:00 – 00:00	1 hrs
Sunday	09:00 – 17:00	06:00 – 00:00	10 hrs
13 th December – 2 nd January	Varies depending on day	00:00 – 00:00	Varies depending on day

3.5 It should be noted that the opening hours detailed on the application are 06:00 – 00:00 every day which is shorter than some of the hours requested for the sale of alcohol.

3.6 A redacted copy of the application form for a new premises licence is attached as **Appendix 'A'**.

3.7 Section 16 of 18 on the application form asks the applicant to describe any additional steps they intend to take to promote the four licensing objectives as a result of the application. The applicant has proposed the following conditions to replace the current Annex 2 conditions:

- 1) There is a detailed training programme which ensures that comprehensive training is provided to employees having regard to their role and the responsibilities and such training is regularly reviewed and appropriate records kept.
- 2) The premises will have digital CCTV system that covers many areas of the shop floor, including the main area

which will be used for display of alcohol.

- 3) Images will be retained for a minimum of 21 days.
- 4) A member of the Management team will ordinarily be on the premises all the time the store is open and person will have responsibility for the premises whilst the premises are open.
- 5) The premises licence holder is fully aware of its responsibilities under a range of health and safety related legislation and has appropriate policies and procedures in place to be confident of complying with the relevant obligations which arise.
- 6) The company has a “good neighbour” policy which seeks to ensure that the premises play an active part in the local community.
- 7) The premises will operate a Think 25 policy. The checkouts will be programmed to prompt the checkout assistant when an alcohol product is scanned at the till to follow the Think 25 policy.
- 8) The CCTV system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.
- 9) Colleagues will receive appropriate training both in relation to the underlying law and the Tesco policy, systems and procedures. This training will be documented and repeated as often as Tesco believes to be appropriate.

3.8 During the statutory public consultation period the applicant varied the application to include the following conditions after consultation with Herts Police:

- 1) A digital closed circuit television (CCTV) system to be installed internally ensuring the following:-
 - a. All entry and exit points must be covered to enable frontal identification of every person entering the premises in any light condition
 - b. The CCTV system shall continually record whilst the premises is open for licensable activities and during times when customers remain on the premises.
 - c. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available upon reasonable request of the Police or authorised officer throughout the preceding 31 day period.
 - d. A staff member from the premises who is knowledgeable with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public and this staff member must be able to show and supply if requested a Police or authorised officer recent date or footage with the absolute minimum of delay when requested.
 - e. Any faults with the CCTV system must be recorded and must be rectified without delay.

- 2) The age verification policy operated at the premises shall be "Challenge 25". This means that whilst alcohol may be sold to persons aged 18 years or over, any person who appears under 25 years of age shall be required to provide proof of age using an acceptable form of ID. The only forms of ID that may be accepted shall be:
 - a. Proof of age card bearing the PASS hologram logo
 - b. Passport; or
 - c. UK photo driving licence
 - d. any ID approved by the Home Office

- 3) Notices advertising that the premises operate a "Challenge 25" scheme shall be displayed in a clear and prominent position at the premises including inside at the premises where the main alcohol section is on show to the general public.
- 4) The Personal Licence Holder or Designated Premises Supervisor to ensure that all management and staff who are not personal licence holders are fully trained and briefed on licensing objectives, responsible retailing of alcohol and Challenge 25 scheme and they are adhered to. Staff are to be given refresher training at least twice per year and this is to be documented and made available to an authorised officer on request.
- 5) An incident book or electronic log shall be maintained to record any activity related to drugs or of a violent, criminal or serious anti-social nature and be available for inspection at all times (when the premises is open) by an authorised officer of relevant responsible authority, it should record the following details:-
 - a. Time and date and nature of the incident,
 - b. People involved
 - c. Action taken
 - d. Details of the person responsible for the management of the premises at the time of the incident.
 - e. Refusals for the sale of alcohol will be made by declining the prompt on the electronic till point when an alcoholic product is scanned. Records of any major incidents following refusals will be kept electronically and made available to authorised officers on request.
- 6) Security to be employed at the premises following a regular risk assessment. A record must be kept of their SIA registration number and the dates and times when they

are on duty.

- 7) The Premise Licence Holder or Designated Premises Supervisor to take reasonable steps to ensure no open vessels of alcohol are consumed outside the premises or in the car park and to take reasonable steps to ensure groups of people are not allowed to gather/loiter outside the premises.
- 8) Barriers on the car park to be closed when the store is closed to the public and checks to be made on this.

3.9 During the 28 day statutory public consultation period one representation was received from Hertford Town Council acting as an Interested Party. This representation is attached as **Appendix 'B'**.

3.10 The representation from Hertford Town Council engages the prevention of public nuisance licensing objective.

3.11 There have been no representations from any of the responsible authorities.

3.12 A copy of the current premises licence and licence plan are attached as **Appendix 'C'**.

3.13 A plan of the area in which the premises is located is attached as **Appendix 'D'**. This can be used to illustrate the location of the premises in relation to residents and other businesses.

Policy and Guidance

3.17 Section 4 of the East Herts Statement of Licensing Policy (herein 'the Policy') details definitions of premises and location and operation of premises (differentiating between Town Centre locations and other areas). Under this section of the Policy the operation under which the application best fits

would be defined as 'off licence'.

3.18 The proposed premises are not in a Town Centre as defined by the Policy as such the location so is classed as being in 'other areas'. Although the premises is within a two minute walking distance of roads that are covered as Town Centre.

3.19 The table at 4.3 of the Policy details this authority's approach to hours for licensed premises when it has received relevant representations to an application. Notwithstanding that each application is considered on its own merits the following hours would normally be granted to a "off licence" in this type of location when valid and relevant representations have been received:

Will generally be allowed alcohol sales in accordance with the normal opening hours of the shop

3.20 Section 9 of the Policy relates to the prevention of public nuisance. Specifically section 9.3 of the Policy states:

The Licensing Authority will expect applicants to demonstrate they have considered:

- *the proximity of residential accommodation;*
- *the type of use proposed, and the likely numbers of customers;*
- *proposed hours of operation and the frequency of activity;*
- *the steps taken or proposed to be taken by the applicant to prevent noise and vibration escaping from the premises, including music, noise from ventilation equipment, and human voices. This may include the installation of soundproofing, air conditioning, acoustic lobbies and sound limitation devices;*
- *the steps taken or proposed to be taken by the applicant to prevent disturbance by customers arriving at or leaving the premises. This will usually be of greater importance between*

- *10 p.m. and 7 a.m. than at other times of the day;*
- *the steps taken or proposed to be taken by the applicant to prevent queuing (either by pedestrian or vehicular traffic). If some queuing is inevitable then queues should be diverted away from neighbouring premises or be otherwise managed to prevent disturbance or obstruction;*
- *the steps taken or proposed to be taken by the applicant to help ensure patrons and staff leave the premises quietly;*
- *the arrangements made or proposed for parking by patrons, and the effect of parking by patrons on local residents;*
- *the provision for public transport in the locality (including taxis and private hire vehicles) for patrons;*
- *the level of likely disturbance from associated vehicle movements;*
- *the use of smoking shelters, gardens and other open-air areas;*
- *the location of delivery and collection areas and delivery/collection times;*
- *the appropriate placing of external lighting, including security lighting;*
- *refuse storage and litter (including fly posters and illegal placards);*
- *the history of nuisance complaints against the premises, particularly where statutory notices have been served on the present licensees;*
- *the applicant's past success in controlling anti-social behaviour and preventing nuisance;*
- *odour nuisance, e.g. cooking smells;*
- *any other relevant activity likely to give rise to nuisance;*
- *any representations made by the Police, or other relevant agency or representative;*

This list is not exhaustive and the Licensing Authority remains aware of its obligation to consider each case on its merits."

3.20 Paragraph 9.37 and 9.38 of the revised Guidance issued under section 182 of the Licensing Act 2003 states:

As a matter of practice, licensing authorities should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas. A responsible authority or other person may choose to rely on their written representation. They may not add further representations to those disclosed to the applicant prior to the hearing, but they may expand on their existing representation and should be allowed sufficient time to do so, within reasonable and practicable limits.

3.21 With paragraph 9.38 of revised the Guidance stating:

In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the Licensing Authority must give appropriate weight to:

- *the steps that are appropriate to promote the licensing objectives;*
- *the representations (including supporting information) presented by all the parties;*
- *this Guidance;*
- *its own statement of licensing policy.*

3.22 Paragraphs 9.42-9.44 of the Guidance deal with how to determine actions that are appropriate for the promotion of the licensing objectives.

3.23 If Members are minded to impose conditions to mitigate concerns regarding the undermining of the licensing objectives then Chapter 10 of the Guidance deals with conditions attached to premises licences. Paragraphs 10.8-10.10, 10.13-10.15 would be particularly relevant.

Officer observations

- 3.24 Paragraph 10.15 of the Guidance is clear in that shops, stores and supermarkets should normally be free to provide sales of alcohol for consumption off the premises at any times when the retail outlet is open for shopping unless there are good reasons, based on the licensing objectives, for restricting those hours.
- 3.25 The application requests longer hours for the sale of alcohol than opening hours so Members may wish to seek clarity from the applicant regarding the reasons for this.
- 3.26 The Interested Party has suggested that the application would undermine the prevention of public nuisance licensing objectives. Members should consider whether the variation application for the extended hours requested would undermine the licensing objectives. Members can therefore ask questions of both the applicant and the interested parties on this before making their determination.
- 3.27 As stated in the Guidance, the authority's decision should be evidence based, justified as being appropriate for the promotion of the licensing objective's and proportionate to what it is intended to achieve.
- 3.28 So as to ascertain whether the proposed steps are adequate to promote the licensing objectives with the requested variation, the Sub-Committee should consider:
- the conditions that are already present on the licence, and
 - the conditions that are present on the application.
- 3.29 Members should consider if they believe the applicant has provided evidence that the licence if granted would promote and not undermine the licensing objectives. This evidence should be balanced against the evidence given by those making representations that the licensing objective would be undermined.

- 3.30 If Members believe that the application would not undermine any of the licensing objectives then the application should be granted as requested.
- 3.31 Put in its simplest terms, what are the minimum measures that can be put in place to address the concerns? Refusal of the application should be the last option considered.
- 3.32 In considering additional conditions Members should decide whether these steps would in fact address their concerns if the decision was made to grant the hours requested.
- 3.33 For conditions to be enforceable they need to be clear, unambiguous and free from subjective terms. If a condition cannot be enforced then it should not be placed on any granted licence.
- 3.34 Aside from adding conditions it is open to the Sub-Committee to limit the hours of operation under the licence but clear reasons for this step would need to be given. The hours can only be limited in relation to those applied for as part of the variation and cannot be limited beyond those on the current licence.
- 3.35 However, if simply limiting the hours beyond those requested does not mitigate Members' concerns regarding the promotion of the licensing objectives then the option to additionally impose appropriate and proportionate conditions is available.
- 3.36 When the Licensing Sub-Committee gives its decision to those in attendance it should be made clear to all parties how much weight has been attached to each submission and why and what evidence Members have relied upon when reaching their decision.

4.0 Options

4.1 The options open to the Licensing Sub-Committee are:

- grant the application if they feel the application would promote and not undermine the licensing objectives; or
- grant the application as sought but at the same time modify the conditions of the licence volunteered by the applicant in the operating schedule, by altering or omitting or adding to them. This could include amending the times for the supply of alcohol or
- if Members believe that there is evidence that shows that there are no steps that can be taken to ensure that the application sought would promote the licensing objectives then the application should reject the whole or part of the application that would lead to the application undermining the licensing objectives.

4.2 When the Licensing Sub-Committee gives its decision to those in attendance it should be made clear to all parties how much weight has been attached to each submission and why and what evidence Members have relied upon when reaching their decision.

5.0 Risks

5.1 A decision on the application must be made and any decision made can be appealed at the Magistrate's Court. Therefore the Licensing Sub-Committee should ensure that when giving their decision on the application they give clear reasons on how and why they have made their decision. In doing so, the council's ability to defend its decision is strengthened and the risk of its decision being over-turned on appeal is lessened, although, of course, this risk can never be entirely removed.

6.0 Implications/Consultations

6.1 As with any application for a new premise licence, a variation of an existing premise licence or review of a premise licence there is a 28 day public consultation.

Community Safety

The report details the four licensing objectives, these objectives are detailed in paragraph 2.3, therefore Community Safety will be considered when determining the application.

Data Protection

Where the appendices have shown personal data this has been redacted.

Equalities

Consideration has made to the Equality Act 2010 and the Public Sector Equality Duty in this report and will be considered during the Licensing Sub-Committee hearing.

Environmental Sustainability

No

Financial

There will be a cost to the authority in holding the Licensing Sub-Committee hearing; this will be covered by the existing budget. There would be a cost if the decision of the Licensing Sub-Committee is appealed to the Magistrates Court and the authority chooses to defend that appeal.

Health and Safety

No

Human Resources

No

Human Rights

As with all applications and Council functions, the Human Rights Act 1998 has been considered in this report and will be considered during the Licensing Sub-Committee hearing.

Legal

All statutory requirements have been considered in preparing this report.

Specific Wards

Yes – Hertford - Castle

7.0 Background papers, appendices and other relevant material

- 7.1 Revised Guidance issued under section 182 of the Licensing Act 2003 (April 2018) -
https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/705327/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_April_2018_.pdf
- 7.2 East Herts Statement of Licensing Policy 2016 –
https://cdn-eastherts.onwebcurl.com/s3fs-public/documents/Statement_of_Licensing_Policy.pdf
- 7.3 Night Time Economy (NTE) Position Statement –
https://cdn-eastherts.onwebcurl.com/s3fs-public/documents/Night_Time_Economy_NTE_Position_Statement.pdf
- 7.4 Appendix 'A' – Application for a variation of a Premise Licence.
- 7.5 Appendix 'B' – Representations against the application.
- 7.6 Appendix 'C' – Current Premises Licence and plan.

7.7 Appendix 'D' – Map showing location of the premises.

Contact Member Councillor Peter Boylan – Executive Member for Neighbourhoods
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08/02/2021

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Application to vary a Premises Licence under Section 34 of the Licensing Act 2003

Premises: Tesco Stores Limited, Ware Road, Hertford, SG14 1QA

Premises Licence Number: 18/2069/PLDPS

We wish to make an application under Section 34 of the Licensing Act 2003 to vary the above noted Premises Licence.

We duly enclose:

1. Application for a variation to the Premises Licence
2. Tesco Stores Limited policy on the Provision of Portable Fire-Fighting Equipment
3. Payment – this has been made online or via phone
4. Premises Licence

Application Form

We have made our application in line with the legislation set out in Section 34 of the Licensing Act 2003 and its supporting regulations.

Responsible Authorities

We can confirm that a copy of this letter and the enclosed documents have today been sent to the Chief Officer of Police and all the relevant responsible authorities. If we have missed any of the Responsible Authorities, please could you notify us immediately to allow us to rectify our mistake.

Where this application has been submitted electronically, we will assume that the Licensing Authority will send the copy to the Responsible Authorities.

Advertisements

We can also confirm that notices advertising the application to vary the licence will be placed around the store for the required period and in a local newspaper within the required time scale.

If you have any comments or queries regarding this application, please do not hesitate to contact us so that we can resolve any issues.

We appreciate that your department is under considerable pressure, but would be grateful if you would be kind enough to acknowledge safe receipt via email to Licensing.Team@tesco.com

We thank you for your assistance in this matter.

Yours faithfully

Licensing Manager
Tesco Stores Limited



Provision of Portable Fire-Fighting Equipment at Tesco Stores

General

Portable fire extinguishers are provided as a means of first aid fire fighting equipment but should not be considered for use on a large fire or as an aid to escape. Their portability and immediate availability allows for prompt intervention by an individual at the start of a fire.

Therefore the suitability and location will dictate the types and quantity of fire fighting equipment that is required

Suitability

Imprex Foam Extinguisher

The general purpose extinguisher deployed at Tesco stores is a 6 Litre foam (Imprex) extinguisher. It can be used on solid carbonaceous fires (Class A) involving fuels such as timber, paper, plastic etc or on flammable liquid fires, such as petrol or cooking oil (Class B).

A simple formula is used to calculate the minimum number of general purpose (class A) and (class B) extinguishes that should be provided:

$\frac{\text{The gross floor area (metres)} \times 0.065}{27^*} = \text{Number Class A extinguishers required (rounded up)}$

(27 being the 'A' rating of the extinguisher)

$\frac{\text{Largest volume of spill of flammable liquid (litres)} \times 10}{183^*} = \text{Number of Class B extinguishers required}$

(183 being the 'B' rating of the extinguisher)

Carbon Dioxide Extinguisher

These are provided by Tesco stores on fires involving live electric equipment. There is no guidance on the numbers required, however, due to widespread use of electrical equipment in Tesco stores, they are readily available in most areas

Additionally fire blankets are available in cooking areas.

Location

A person should not travel more than 30 metres to reach a suitable fire extinguisher from any point within the store. Additional extinguishers (above those needed to achieve an 'A' rating) may need to be provided to meet this requirement, but this is unlikely due to the layout of most Tesco stores.

Where possible, extinguishers are located adjacent to fire alarm call points (which in turn are adjacent to fire exits) forming a fire point, where the alarm can be raised and a decision made whether to attempt to tackle the fire or flee through the exit.

Allocation of Fire Fighting Equipment

AREA	6 LITRE AFF	2kg CO2	FIRE BLANKET	9kg DRY POWDER	SAND BUCKET
Bakery	1	1	1		
Bake-off		1	1		
Boiler Rooms & Boiler Containers		1			
Cash Office		1			
CCTV		1			
Cleaner's Room		1			
Coffee Shop – Public Area		As per sales floor calculations*			
Coffee Shop – Preparation Area		1	1		
Corridors		As per calculations			
Customer Service Centre		1			
Electrical Intake		1			
FMC Room		1			
Generator Room/Container		1			
Hot Chicken Installation		1			
Lift Monitor Room		1			
Loading Dock Lobby		As per calculations			
Pharmacy		1			
Refrigeration Plant Room/ Containers		1			
Refrigeration Mezzanine Plant Platform		1			
Restaurant (kitchen)		1	1		
Restaurant (staff)		As per calculations			
Sales Area		As per calculations			
Staff Reception	1	1			
Stairs (for roof Plant)		1			
Sprinkler Valve/ Pump Room		1			
		1			
Tank Room & Container		1			
Training Room		1			
Warehouse/Bulk store		As per calculations			
Petrol Filling stations					
Sales Area		1	1		
Ancillary Area	1	1			
Forecourt		Two trolleys		4	4
Express Filling Stations					
Sales Area	1	1	1		
Ancillary Area	1	1			

*Calculations: 1 fire extinguisher per 400m² based on 27A rating and 183B sales floor extinguishers sited adjacent to exits and below call points as appropriate.

Allocation of Safety Signs and Notices

AREA	SIGN / NOTICE
Bakery and Bake-off Area	FIRE INSTRUCTIONS notice adjacent to break glass call point (b.g.c.p.)
Boiler Rooms & Boiler Containers	KEEP LOCKED SHUT
Clock Towers	FIRE INSTRUCTIONS notice adjacent to b.g.c.p
Coffee Shop	FIRE INSTRUCTIONS notice adjacent to b.g.c.p
Corridors	FIRE INSTRUCTIONS notice adjacent to b.g.c.p KEEP CLEAR FIRE DOOR-KEEP CLEAR on both sides of all doors other than held-open
Customer Service Centre	FIRE INSTRUCTIONS notice adjacent telephone
Electrical Intake	KEEP LOCKED SHUT notice on external side of door
Electrically Held Open Fire Doors Linked into Fire Alarm System Exterior	AUTOMATIC DOOR KEEP CLEAR on opening face of doors EMERGENCY EXIT – PUCH HARD TO OPEN on rear of each gate FIRE EXIT sign on outside of all fire doors
Female Cloaks	NO SMOKING
Generator Room/ Container	KEEP LOCKED SHUT on external side of door
Kids Club	FIRE INSTRUCTIONS notice adjacent to b.g.c.p FIRE EXIT – KEEP CLEAR notice on external side of door
Lift Monitor Room	KEEP LOCKED SHUT
Male Cloaks	NO SMOKING
Manager's Office	FIRE INSTRUCTIONS notice adjacent telephone
Plant Room/ Containers	KEEP LOCKED SHUT on external side of door
Restaurant (kitchen)	FIRE INSTRUCTIONS notice adjacent to b.g.c.p
Restaurant (Staff)	FIRE INSTRUCTIONS notice adjacent to b.g.c.p
Sales Area	FIRE EXIT sign above every fire exit TO FIRE EXIT sign above doors to protected corridors PUSH BAR TO OPEN above each set of push bars
Staff Reception	FIRE INSTRUCTIONS notice adjacent to b.g.c.p FIRE INSTRUCTIONS notice adjacent telephone
Sprinkler Valve/ Pump Room on External Side if Door	SPRINKLER STOP VALVE INSIDE EXTERNAL VENTILATION CONTROL SWITCH INSIDE (if appropriate)
Warehouse/ Bilk Store	FIRE INSTRUCTIONS notice adjacent to b.g.c.p Load level notices on lines on walls FIRE EXIT sign above every fire exit
Petrol/ Express Petrol Filling Stations Ancillary Area	FIRE INSTRUCTIONS notice adjacent to b.g.c.p KEEP LOCKED SHUT on electrical intake FIRE EXIT above rear means of escape door PUSH BAR TO OPEN
Forecourt at tank fill points* at pumps#	Individual tank fill notices with grades PETROLIUM SPIRIT – HIGHLY FLAMABLE- NO SMOKING */# NO MOBLIE PHONES *

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 Tesco Stores Limited

(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 18/2069/PLDPS

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description: Tesco Stores Limited Ware Road			
Post town	Hertford	Postcode	SG14 1QA

Telephone number at premises (if any)	0345 6779347
Non-domestic rateable value of premises	£ 860000

Part 2 – Applicant details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address	Tesco House Shire Park Kestrel Way		
Post town	Welwyn Garden City	Postcode	AL7 1GA

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)

Variation proposes to amend the hours the store can sell alcohol to:

Monday: 06:00 until 00:00 (currently from 08:00)

Tuesday – Thursday: 00:00 until 00:00 (no change)

Friday: 00:00 until 00:00 (currently 23:00)

Saturday: 04:00 until 00:00 (currently 23:00)

Sunday: 06:00 until 00:00 (currently 09:00 until 17:00)

The variation also proposes to add a seasonal variation to permit alcohol sales 24 hours every day between 13/12 and 02/01

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:

N/A

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) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

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

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
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 7)
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</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>																							
				Outdoors	<input type="checkbox"/>																							
<table border="1"> <thead> <tr> <th>Day</th> <th>Start</th> <th>Finish</th> </tr> </thead> <tbody> <tr> <td>Mon</td> <td></td> <td></td> </tr> <tr> <td>Tue</td> <td></td> <td></td> </tr> <tr> <td>Wed</td> <td></td> <td></td> </tr> <tr> <td>Thur</td> <td></td> <td></td> </tr> <tr> <td>Fri</td> <td></td> <td></td> </tr> <tr> <td>Sat</td> <td></td> <td></td> </tr> <tr> <td>Sun</td> <td></td> <td></td> </tr> </tbody> </table>				Day	Start	Finish	Mon			Tue			Wed			Thur			Fri			Sat			Sun			Both
Day	Start	Finish																										
Mon																												
Tue																												
Wed																												
Thur																												
Fri																												
Sat																												
Sun																												
			<u>Please give further details here</u> (please read guidance note 5)																									
			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)																									
			<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 7)																									

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
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 7)		
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</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 playing of recorded music</u> (please read guidance note 6)		
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 7)		
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</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 performance of dance</u> (please read guidance note 6)		
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 7)		
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"/>
				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 6) The variation also proposes to add a seasonal variation to permit alcohol sales 24 hours every day between 13/12 and 02/01		
Mon	06:00	00:00			
Tue	00:00	00:00			
Wed	00:00	00:00			
Thur	00:00	00:00			
Fri	00:00	00:00			
Sat	04:00	00:00			
Sun	06:00	00:00			
			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 7)		

K

<p>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).</p>
--

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	06:00	00:00	
Tue	06:00	00:00	
Wed	06:00	00:00	
Thur	06:00	00:00	
Fri	06:00	00:00	
Sat	06:00	00:00	
Sun	06:00	00:00	
			<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)

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 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)

Tesco is a large national operator with a range of head office and local support. The company has devised policies, procedures, systems and training to ensure that they sell alcohol in a responsible manner.

There is a detailed training programme which ensures that comprehensive training is provided to employees having regard to their role and the responsibilities and such training is regularly reviewed and appropriate records kept.

b) The prevention of crime and disorder

The premises will have digital CCTV system that covers many areas of the shop floor, including the main area which will be used for display of alcohol, Images will be retained for a minimum of 21 days

A member of the Management team will ordinarily be on the premises all the time the store is open and person will have responsibility for the premises whilst the premises are open.

c) Public safety

The premises licence holder is fully aware of its responsibilities under a range of health and safety related legislation and has appropriate policies and procedures in place to be confident of complying with the relevant obligations which arise.

d) The prevention of public nuisance

The company has a “good neighbour” policy which seeks to ensure that the premises play an active part in the local community.

e) The protection of children from harm

The premises will operate a Think 25 policy. The checkouts will be programmed to prompt the checkout assistant when an alcohol product is scanned at the till to follow the Think 25 policy.

Colleagues will receive appropriate training both in relation to the underlying law and the Tesco policy, systems and procedures. This training will be documented and repeated as often as Tesco believes to be appropriate.

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	08/02/2021
Capacity	- Licensing Manager

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) Licensing Team, Tesco Stores Limited, 5 Falcon Way (Maldon), Shire Park			
Post town	Welwyn Garden City	Post code	AL7 1TW
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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From:
Sent: 03 March 2021 10:05
To:
Subject: [External] FW: Licensing Application - Tesco, Ware Road Hertford

Categories:

Good morning

On 1 March the Councils Planning Sub Committee considered the licensing application for Tesco, Ware Road to extend alcohol licensing hours.

The Committee Objected to the following:

Friday and Saturday extension to Midnight: Committee had concerns regarding this causing a public nuisance as the extension is beyond the normal public house closing hours.

Sunday: Committee felt that licensing arrangements should be in line with store opening hours, and that any extension may lead to a public nuisance.

Kind regards

Civic Administration Manager



HERTFORD TOWN COUNCIL

The Castle, Hertford. SG14 1HR

Telephone: 01992

Hertford Town Council website: www.hertford.gov.uk

Hertford Castle website: <http://hertfordcastle.co.uk>

Hertford Town Centre Directory website: <http://goherford.co.uk>

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District of East Hertfordshire
Premises Licence
Licence No: 18/2069/PLDPS

Licensing Act 2003

Part 1 – Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION		
Tesco (Hertford)	Telephone: 0345 677 9347	
Ware Road, Hertford, Hertfordshire, SG14 1QA		
WHERE THE LICENCE IS TIME LIMITED THE DATES		
Not applicable		
THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES		
SALE OF ALCOHOL		
Friday	00:01	23:00
Monday	08:00	00:00
Saturday	04:00	23:00
Sunday	10:00	16:00
Tuesday to Thursday	00:01	00:00
THE OPENING HOURS OF THE PREMISES		
Monday	08:00	00:00
Saturday	12:01	00:00
Sunday	10:00	16:00
Tuesday to Friday	00:01	00:00
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

Tesco Stores Limited
Tesco House, Shire Park, Kestrel Way, Welwyn Garden City, Hertfordshire, AL7 1GA

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Company Number - 00519500

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Miss Amber Andrews

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:
Licensing Authority:

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. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

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

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

 - (a) a holographic mark, or
 - (b) an ultraviolet feature.

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.

For the purposes of this condition -

- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) “permitted price” is the price found by applying the formula -

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

where -

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such

a licence;

- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

- 5. Where the permitted price would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 6. (1) Sub-paragraph (2) applies where the permitted price on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

ANNEX 2 – CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

- 1. Alcohol shall not be sold in an open container or be consumed in the licensed premises.
- 2. The opening hours stated on this licence only restrict the hours that which may be open for licensable activities. The premises may open for non-licensable activities outside of these hours.

ANNEX 3 – CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

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ANNEX 4 - PLANS

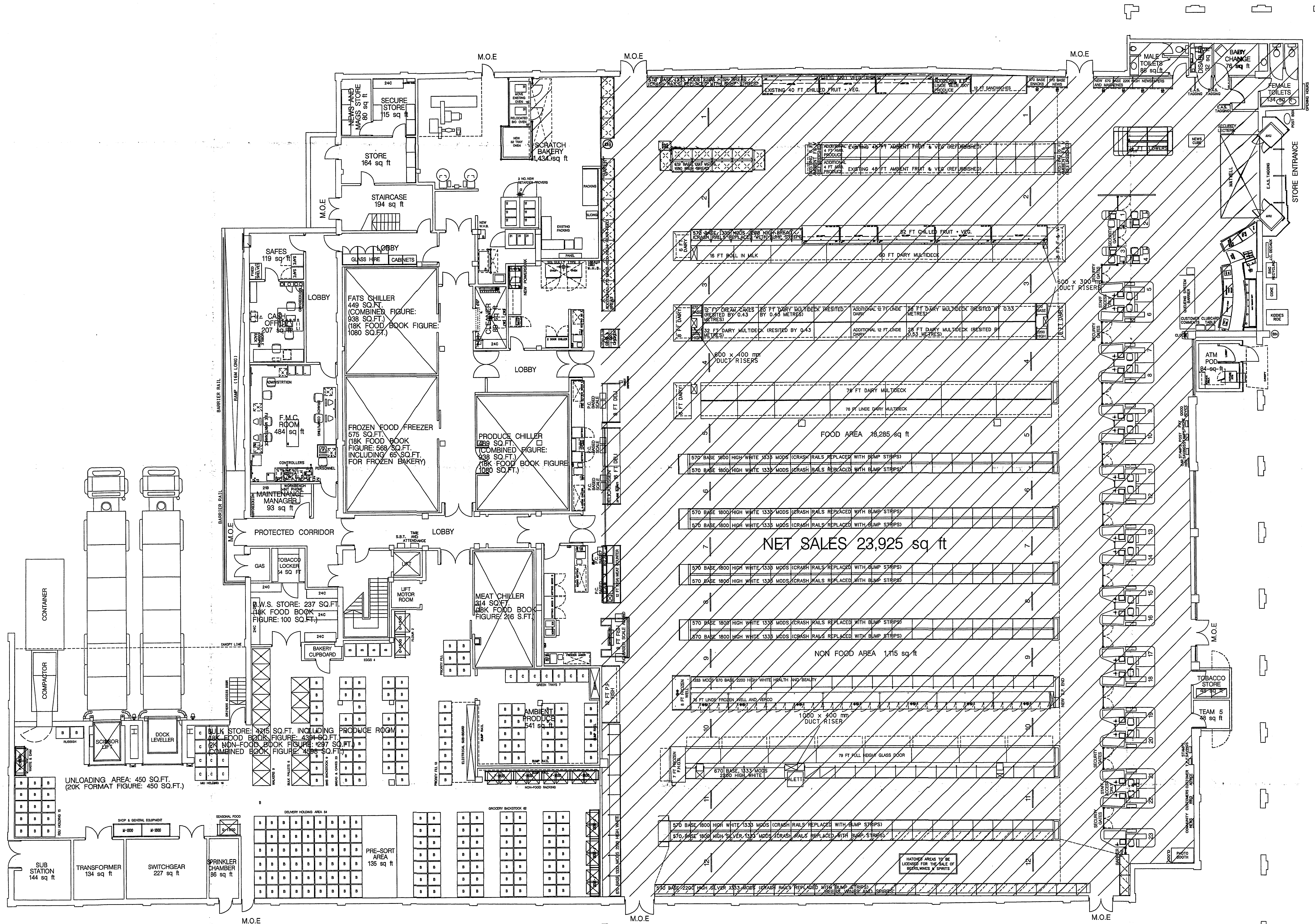
Tesco, Ware Road, Hertford.
Ground Floor

District of East Hertfordshire
Premises Licence
Licence No: 18/2069/PLDPS

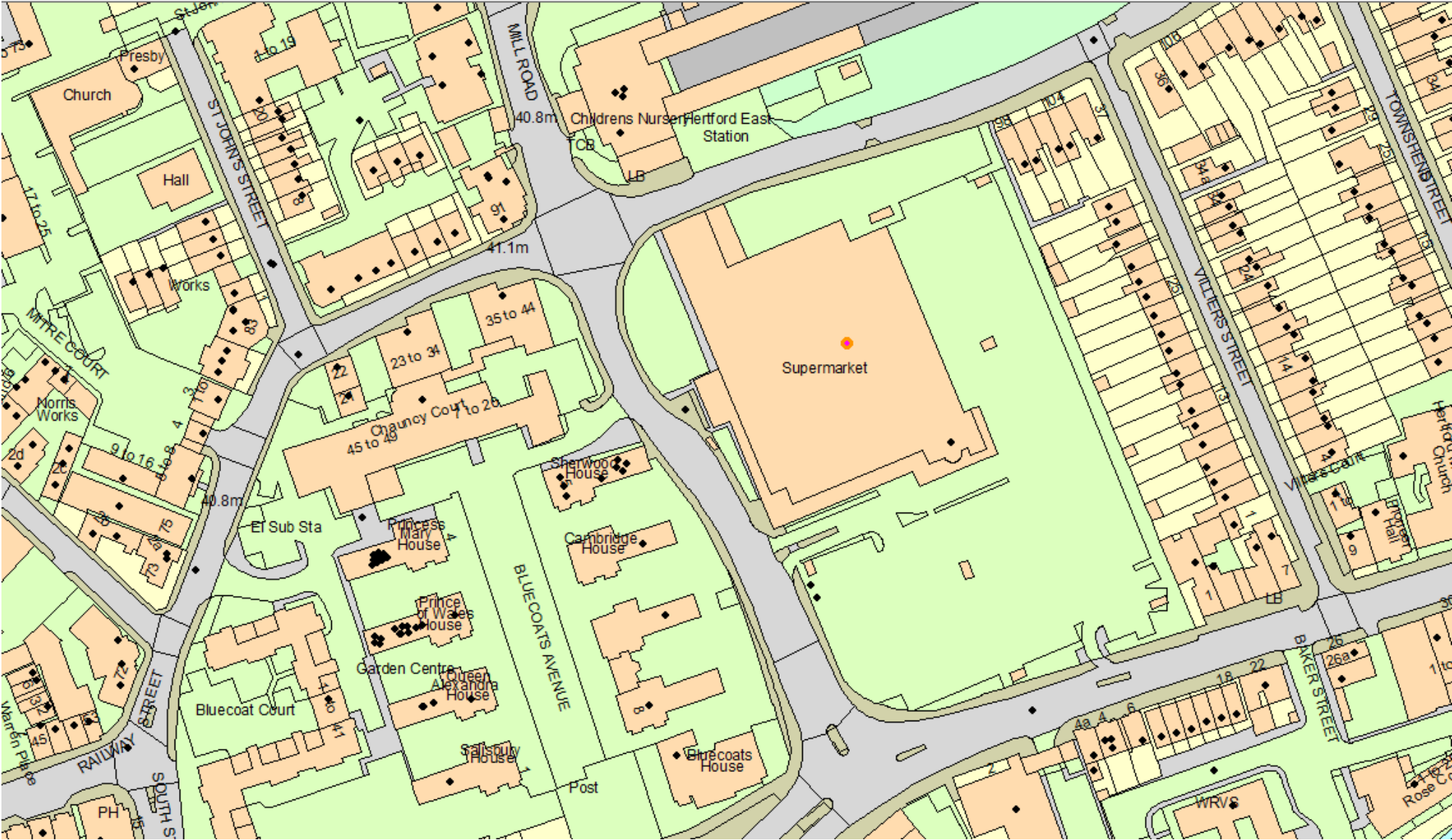
Licensing Act 2003

Summary
Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION		
Tesco (Hertford) Ware Road, Hertford, Hertfordshire, SG14 1QA		Telephone: 0345 677 9347
WHERE THE LICENCE IS TIME LIMITED THE DATES		
Not applicable		
THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES		
SALE OF ALCOHOL		
Friday	00:01	23:00
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Alcohol is supplied for consumption off the Premises		
NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE		
Tesco Stores Limited Tesco House, Shire Park, Kestrel Way, Welwyn Garden City, Hertfordshire, AL7 1GA licensing.team@uk.tesco.com		
REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)		
Company Number - 00519500		
NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL		
Miss Amber Andrews		
STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED		
Not Restricted or Prohibited		



GROUND FLOOR GROSS	38,496 SQ FT
FIRST FLOOR GROSS	6,440 SQ FT
TOTAL NEW GROSS BUILDING	44,950 SQ FT



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