

Licensing Act Sub-Committee



St Edmundsbury
BOROUGH COUNCIL

Title:	Agenda
Date:	Wednesday 25 November 2015
Time:	4.00 pm
Venue:	<p>Room GFR13 West Suffolk House Western Way Bury St Edmunds IP33 3YU</p> <p>(The Sub-Committee will withdraw to the Mayor's Parlour to consider the decision on the application in private session)</p>
Full Members (3):	Clive Springett Peter Thompson Frank Warby
Substitutes:	Terry Buckle
The membership of this Sub-Committee is drawn from Members of the full Licensing Committee and needs not to be politically balanced.	
Interests – Declaration and Restriction on Participation:	Members are reminded of their responsibility to declare any disclosable pecuniary interest not entered in the Authority's register or local non pecuniary interest which they have in any item of business on the agenda (subject to the exception for sensitive information) and to leave the meeting prior to discussion and voting on an item in which they have a disclosable pecuniary interest.
Quorum:	Three Members
Committee administrator:	<p>David Long Committee Administrator & SEBC Scrutiny Support Tel: 01284 757120 Email: david.long@westsuffolk.gov.uk</p>

Agenda

Page No

Procedural Matters

Part 1 - Public

1. Election of Chairman

2. Substitute

The Member who is substituting for another Member should so indicate together with the name of the relevant absent Member.

3. Apologies for Absence

4. The attached Hearing Procedure will be adopted in considering the undermentioned item: 1 - 2

5. Application for new Premises Licence - Burger King, 53 St. Andrew's Street South, Bury St. Edmunds 3 - 28
Report LSC/SE/15/007

Part 2 – Exempt

NONE

Licensing: Procedures at Hearings

1. The Chairman will introduce Members of the Committee and Officers present and ask all parties to identify themselves to the Hearing.
2. The Chairman will outline the procedure to be followed and:-
 - (a) check that all parties have received copies of relevant representations;
 - (b) ask all parties whether they wish to amend or withdraw their application or representation;
 - (c) ask the Licensing officer whether any party has submitted additional supporting information (only if all parties agree shall the material be distributed to the Sub-Committee);
 - (d) if the Licensing Officer reports any requests for a witness to appear, decide whether to allow the witness to speak and ask whether there are any further declarations of interest;
 - (e) agree how much time each person will need to present their case; and
 - (f) the Sub-Committee will determine whether the Substitute Member is required to hear the application.
3. The Licensing Officer will present the Statement of Facts.
4. The Chairman will invite Members and other parties to the hearing to ask questions of the Licensing Officer about the Statement of Facts.
5. The Chairman will invite the Applicant or representative to present their case and respond to questions from Members, Officers and other parties to the hearing.
6. The Chairman will invite those that have made objections or relevant representations to present their case and respond to questions from Members, Officers and all the other parties.
7. The Chairman will invite all parties to sum up their case and to confirm they are satisfied that they have said all they wish to say. (Nb the applicant should sum up last).
8. Members and Officers may ask any final questions and the Chairman will then give all parties an opportunity to respond on those points (Nb the last word should be from the Applicant).
9. The Sub-Committee, accompanied by the legal advisor and Committee Administrator will retire to determine the application.
10. The Chairman or legal advisor will announce the decision together with the reasons for it and will also outline rights of appeal.

General Notes:

- (i) The hearing may be adjourned at any time at the discretion of the Members.
- (ii) Members may amend the procedure at any time if they consider it to be in the public interest or in the interest of a fair hearing.
- (iii) Members may exclude any person from the hearing if it appears to them to be in the public interest to do so or if that person is being disruptive.
- (iv) No parties will be allowed to cross examine unless Members agree that the procedure should be altered.
- (v) Any advice given in private session will be reported to all parties to the hearing.

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Licensing Act Sub-Committee



St Edmundsbury
BOROUGH COUNCIL

Title of Report:	Application for New Premises' Licence – Burger King, 53, St Andrew's Street, Bury St Edmunds	
Report No:	LSC/SE/15/007	
Decisions plan reference:		
Report to and date/s:	Licensing Act Sub-Committee	25 November 2015
Portfolio holder:	Cllr Alaric Pugh Portfolio Holder for Planning and Growth Tel: 07930 460899 Email: alaric.pugh@stedsbc.gov.uk	
Lead officer:	Tom Wright Business Regulation and Licensing Manager Tel: 01638 719223 Email: tom.wright@westsuffolk.gov.uk	
Purpose of report:	To consider an application for a new Premises Licence for Burger King, 53 St Andrew's Street South, Bury St Edmunds. Suffolk Constabulary, as a 'Responsible Authority' under the Licensing Act 2003, has submitted a representation which has been accepted and the Sub-Committee are, therefore, required to determine the application.	

Recommendation:	<p>Members are requested to determine the application having regard to the four Licensing Objectives, Statement of Licensing Policy, the representations attached to this report, any further relevant information presented to the Sub-Committee on the day of the hearing, and having regard to the above, take any of the steps set out below provided they are proportionate and appropriate for the promotion of the four licensing objectives:</p> <p>The steps may be:</p> <p>(a) Grant the licence as applied for, or (b) Grant the licence, subject to such conditions as are consistent with the operating schedule accompanying the application, modified to such extent as the authority considers necessary for the promotion of the Licensing Objectives, or (c) Reject the whole or part of the application.</p>
Key Decision:	No, it is not a Key Decision - <input checked="" type="checkbox"/>
Consultation:	The applicant is required to place a notice on the premises; and advertise the application in a locally circulating newspaper/periodical. The Licensing Authority advertises the application on the Council website. The application met the statutory requirements.
Alternative option(s):	<ul style="list-style-type: none"> N/A
Implications:	
Are there any financial implications? If yes, please give details	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> •
Are there any staffing implications? If yes, please give details	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> •
Are there any ICT implications? If yes, please give details	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> •
Are there any legal and/or policy implications? If yes, please give details	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> • See No 2.1 below
Are there any equality implications? If yes, please give details	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> •
Risk/opportunity assessment:	<i>(potential hazards or opportunities affecting corporate, service or project objectives)</i>

Risk area	Inherent level of risk (before controls)	Controls	Residual risk (after controls)
Any decision reached which is not in accordance with the Act and any regulations made under the Act may be considered ultra vires and could be subject to an application for Judicial Review.	High	The Sub-Committee, in determining the application, should have regard to its statement of licensing policy and any guidance issued under section 182 of the Licensing Act 2003, but may depart from these where reasons are given.	Low
Ward(s) affected:		Abbeygate	
Background papers: <i>(all background papers are to be published on the website and a link included)</i>		Licensing Act 2003 S.182 Guidance www.gov.uk/government/publications/revised-guidance-issued-under-section-182-of-the-licensing-act-2003 St Edmundsbury Borough Council Statement of Licensing Policy	
Documents attached:		<i>(Please list any appendices.)</i> Appendix 1 – Application Appendix 2 – Basic Location Plan Appendix 3 – Accepted Representation	

1. Key issues and reasons for recommendation

1.1 Key Issues

1.1.1 An application has been received for a new Premises Licence for 53 St Andrew's Street South, Bury St Edmunds, IP333 1SD. A copy of the application is attached as **Appendix 1**.

1.1.2 The application seeks the supply of alcohol for consumption on the premises:

Monday to Sunday 10.00 to 23.00 hours

Opening hours are:

Monday to Sunday 08.00 to 23.00 hours.

A basic location plan is attached as **Appendix 2**.

1.1.3 The four Licensing Objectives of the Licensing Act 2003 are set out below. Any representations for consideration must relate to one or more of these objectives.

- Prevention of Crime and Disorder
- Public Safety
- Prevention of Nuisance
- Protection of Children from Harm

1.1.4 Relevant Representations

(a) The application has to be advertised, both at the premises and in a local newspaper. Details are also available on the Council's website.

(b) One accepted representation has been received and is attached as **Appendix 3**.

1.1.5 Matters for consideration

(a) Section 17 of the Crime and Disorder Act 1998 imposes a duty on each local authority to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent crime and disorder in its area.

(b) If the Licensing Authority decides that this application should be refused, it will need to show that to grant the licence would:

- undermine the promotion of the licensing objectives; and
- that appropriate conditions would be ineffective in preventing the problems involved.

If the Licensing Authority cannot show the above, the application should be granted.

- (c) In making their decision, Members are advised to consider the Licensing Act 2003, the Guidance on the Act and the Council's Statement of Licensing Policy.

1.1.6 **Other options considered**

No other relevant options were available.

2. Additional supporting information

2.1 **Legal and policy implications**

2.1.1 The Sub-Committee may take any of the steps set out below, provided they are proportionate and appropriate for the promotion of the licensing objectives:

- (a) Grant the licence as applied for, or
- (b) Grant the licence, subject to such conditions as are consistent with the operating schedule accompanying the application, modified to such extent as the authority considers necessary for the promotion of the licencing objectives, or
- (c) Reject the whole or part of the application.

A condition is modified where it is altered or omitted or any new condition is added.

2.1.2 Each application should be considered on its own merits, having regard to the Council's Statement of Licensing Policy and the guidance issued under Section 182 of the Licensing Act 2003.

2.1.5 The decision may be appealed, by the applicant or any other party to the hearing, within 21 days of written notification of the determination made by the Sub-Committee. The Sub-Committee should state in reaching its determination those matters which it considered relevant, those matters which it did not consider as they were irrelevant, and its reasons for the decision.

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St Edmundsbury
Application for a premises licence
Licensing Act 2003

For help contact
licensing@westsuffolk.gov.uk
 Telephone: 01284 757400

* required information

Section 1 of 19

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

* Is the applicant's business registered in the UK with Companies House? Yes No

* Registration number

* Business name If the applicant's business is registered, use its registered name.

* VAT number Put "none" if the applicant is not registered for VAT.

* Legal status

Continued from previous page...

* Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

An agent that is a business or organisation, including a sole trader

A sole trader is a business owned by one person without any special legal structure.

A private individual acting as an agent

Agent Business

* Is your business registered in the UK with Companies House? Yes No

* Registration number

* Business name

If your business is registered, use its registered name.

* VAT number

Put "none" if you are not registered for VAT.

* Legal status

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 19

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 19

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company
- A partnership
- An unincorporated association
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales
- Other (for example a statutory corporation)

Confirm The Following

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

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NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

Section 5 of 19

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

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

Fast Food Restaurant

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

Continued from previous page..

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PROVISION OF PLAYS

Will you be providing plays?

Yes No

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PROVISION OF FILMS

Will you be providing films?

Yes No

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

Yes No

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PROVISION OF LIVE MUSIC

Will you be providing live music?

Yes No

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

Yes No

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

Yes No

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Section 15 of 19

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes

No

Standard Days And Timings

MONDAY

Start 10:00

End 23:00

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start 10:00

End 23:00

Start

End

WEDNESDAY

Start 10:00

End 23:00

Start

End

THURSDAY

Start 10:00

End 23:00

Start

End

FRIDAY

Start 10:00

End 23:00

Start

End

SATURDAY

Start 10:00

End 23:00

Start

End

SUNDAY

Start 10:00

End 23:00

Start

End

Will the sale of alcohol be for consumption:

On the premises

Off the premises

Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off, if the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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

Name

First name

Family name

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Continued from previous page...

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ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

Continued from previous page...

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

All managers are trained to be vigilant and to make regular checks. Managers will also liaise with security in the centre and also the local police and crime prevention team.

b) The prevention of crime and disorder

The centre has both security guards and CCTV.

c) Public safety

Managers are trained to be aware of acceptable social behaviour. Duty managers will work close with security to ensure public safety.

d) The prevention of public nuisance

We as a company take the responsibility of selling alcohol very seriously. All managers will be trained on challenge 25 and how to implement it.

e) The protection of children from harm

Again challenge 25 will be adhered to at all times. Staff will be trained to only accept passport, government approved ID cards or driving licence.

Continued from previous page...

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PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. Premises Licence Fees are determined by the non-domestic rateable value of the premises. Please see <http://www.stedmundsbury.gov.uk/sebc/live/pdf/licensing/PremFeesRev.pdf> for more information.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

- Band A - No RV to £4300 £100.00
- Band B - £4301 to £33000 £190.00
- Band C - £33001 to £8700 £315.00
- Band D - £87001 to £12500 £450.00*
- Band E - £125001 and over £635.00*

In all other cases, the premises shall be in Band A (i.e where NNDR does not apply) except where the premises is under construction, in which case it shall be in Band C.

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

- Band D - £87001 to £12500 £900.00
- Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

- Capacity 5000-9999 £1,000.00
- Capacity 10000-14999 £2,000.00
- Capacity 15000-19999 £4,000.00
- Capacity 20000-29999 £8,000.00
- Capacity 30000-39000 £16,000.00
- Capacity 40000-49999 £24,000.00
- Capacity 50000-59999 £32,000.00
- Capacity 60000-69999 £40,000.00
- Capacity 70000-79999 £48,000.00
- Capacity 80000-89999 £56,000.00
- Capacity 90000 and over £64,000.00

* Fee amount (£)

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

Continued from previous page...

* Date

07	/	10	/	2015
dd		mm		yyyy

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/st-edmundsbury/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

OFFICE USE ONLY

Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

< Previous 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 Next >

St Edmundsbury Borough Council

Consent of individual to being specified as premises supervisor

I, JAMIE CONSTABLE
[full name of prospective premises supervisor]

of ST LEONARDS ROAD,
IPSWICH.

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

SALE OF ALCOHOL
[type of application]

by LAMEN REDDY
[name of applicant]

relating to a premises licence *[number of existing licences, if any]*

for CPL FOODS LTD,
DELTA 1, MASTERBRO OFFICE VILLAGE,
WEST ROAD,
IPSWICH
IP3 9FH.

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

LAMEN REDDY (CPL FOODS LTD)
[name of applicant]

concerning the supply of alcohol at

BURGER KING,
53 ST ANDREWS ST SOUTH
BURY ST EDMUNDS
IP33 1SD.

[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

IPS/201408457
[insert personal licence number, if any]

Personal licence issuing authority

IPS NCA
[insert name and address and telephone number of personal licence issuing authority, if any]

Signed.....

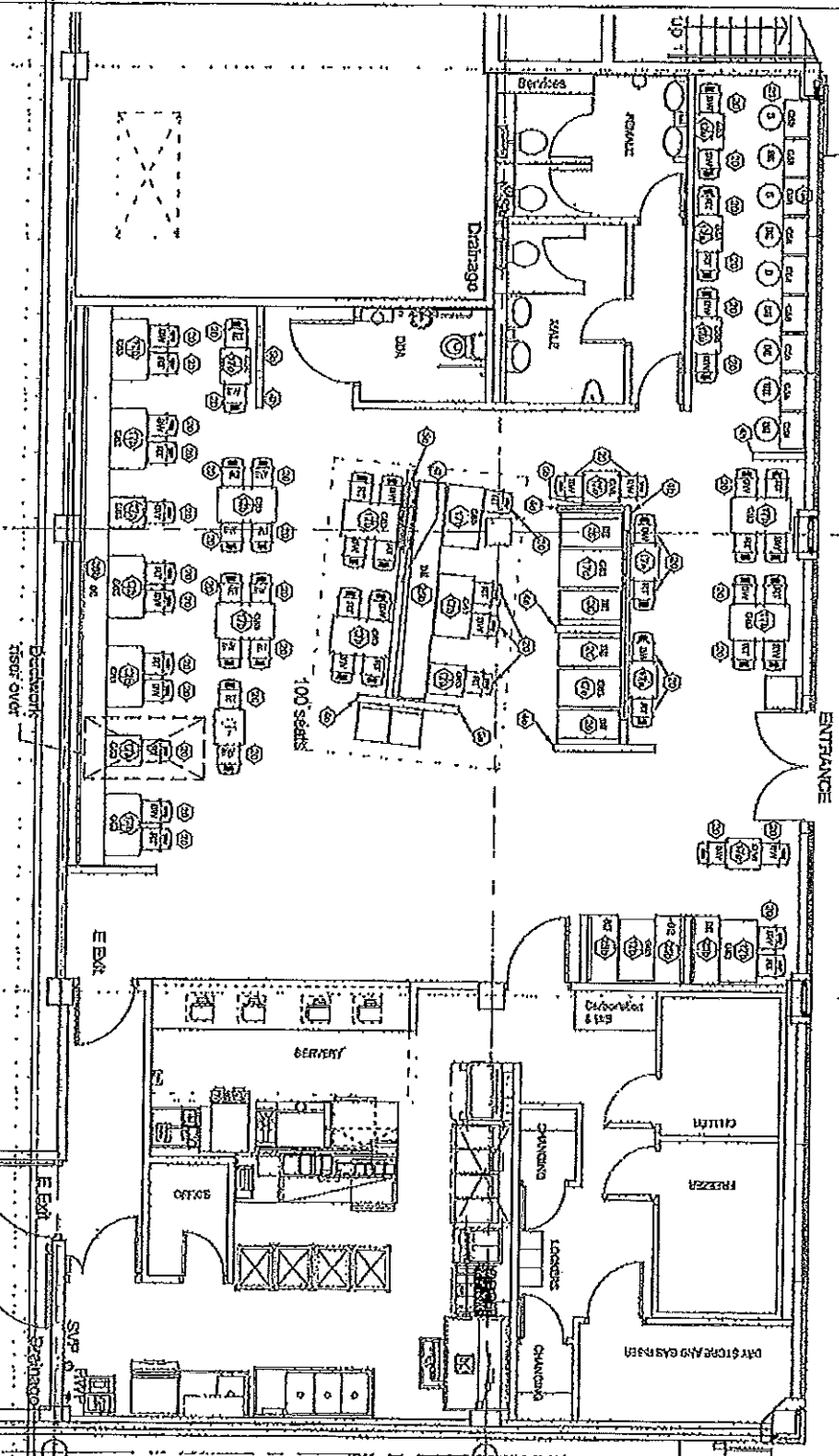
Name (please print)..... JAMIE CONSTABLE

Date..... 7/10/15

LAYOUT

St Andrews Street South

BURGER KING - BURY ST EDMUNDS



DESIGN

THIS DOCUMENT IS THE PROPERTY OF BYRSON DESIGN AND SHOULD NOT BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, INCLUDING PHOTOCOPYING, RECORDING, OR BY ANY INFORMATION STORAGE AND RETRIEVAL SYSTEM, WITHOUT THE WRITTEN PERMISSION OF BYRSON DESIGN.

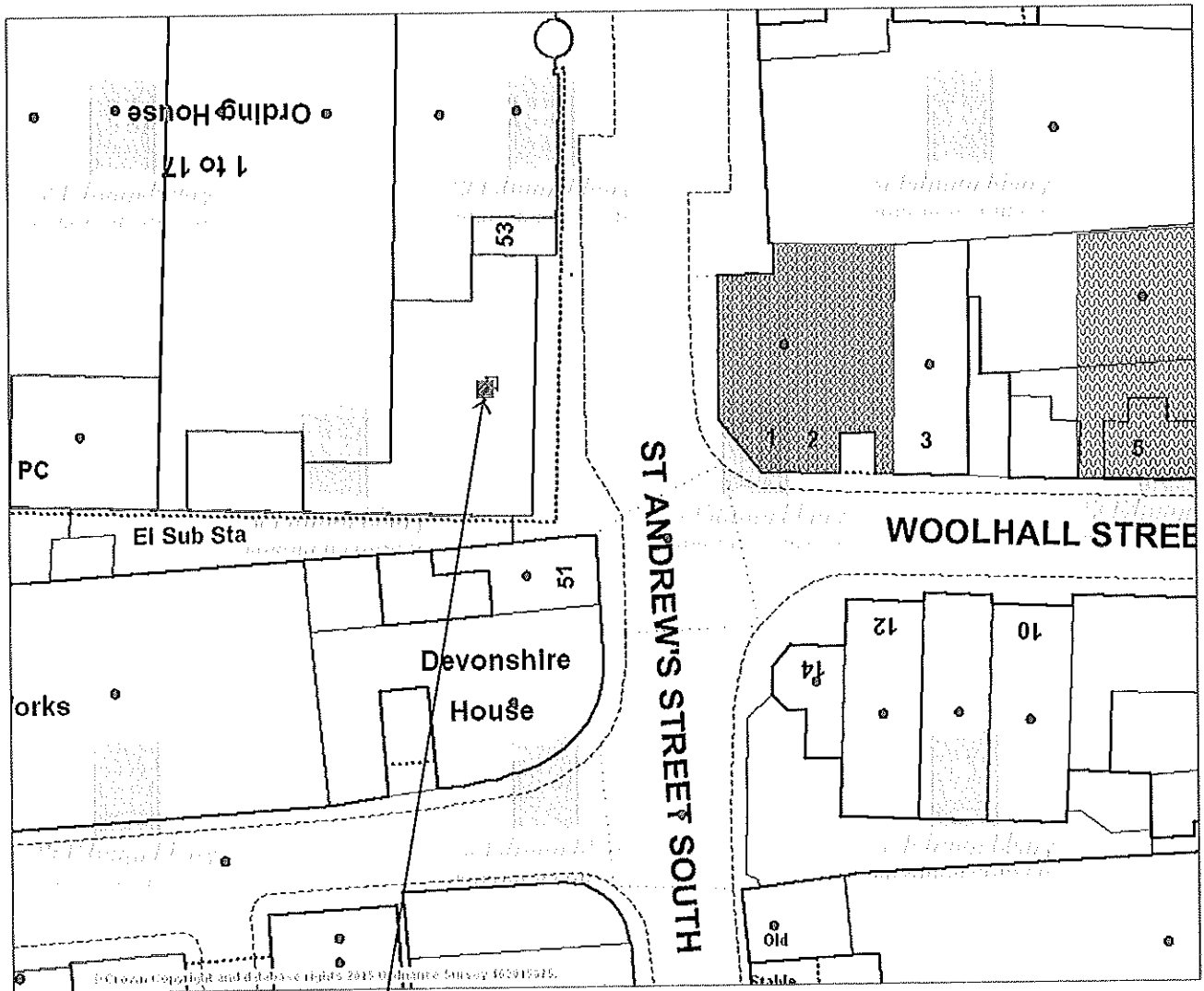
AREA NOT BOUND TO EXISTENCE
 AREA SUBJECT TO CHANGE
 DATE 27/10/2018
 DRAWN BY
 PROJECT: BURGERS KING BURY ST EDMUNDS

PROJECT: BURGERS KING BURY ST EDMUNDS
 DRAWING TYPE: LAYOUT
 DATE: 20/20/18

PROJECT: BURGERS KING BURY ST EDMUNDS
 DRAWING TYPE: LAYOUT
 DATE: 20/20/18

PROJECT: BURGERS KING BURY ST EDMUNDS
 DRAWING TYPE: LAYOUT
 DATE: 20/20/18

Burger King – Basic Plan



Premises Location

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SUFFOLK CONSTABULARY

APPENDIX 3

NOT PROTECTIVELY MARKED
RESTRICTED/CONFIDENTIAL

Force Licensing Unit, Landmark House, 4 Egerton Road, Ipswich
IP1 5PF. Tel: Ipswich 01473 613888 x3157 Fax: 01473 613737 (24 hrs)
Calls may be monitored for quality control, security and training purposes. www.suffolk.police.uk

22 October 2015

Licensing Team.
St Edmundsbury Borough Council
West Suffolk House
Western Way
Bury St Edmunds
Suffolk IP33 3YU



Dear Sir/Madam

APPLICATION FOR THE GRANT OF A NEW PREMISES LICENCE UNDER SECTION 17 OF THE LICENSING ACT 2003

APPLICANT: CPL Foods Ltd, Burger King, 53 St Andrews Street South, Bury St
Edmunds IP33 1SD
DPS: Jamie Constable

REPRESENTATION RELATING TO PREVENTION OF CRIME AND DISORDER, PROTECTION OF CHILDREN FROM HARM

As a Responsible Authority under the Licensing Act 2003, Suffolk Constabulary has received a copy of an application for a new premises licence at the above premises. After consideration, we wish to make a representation against the granting of this application in respect of 'The Prevention of Crime and Disorder' and 'The Protection of Children from Harm' Licensing Objectives.

The application seeks to apply for licence to sell alcohol from 1000 until 2300 hours every day of the week. At the present time, Burger King is a fast food outlet for hot food and soft drinks which is a family friendly environment.

The premises is situated within the busiest night time economy area in Bury St Edmunds. Two night clubs are situated immediately next to and opposite this premises, one being open with food and alcohol from 1100 hours to around 0200 and the other predominantly alcohol from 1000 to around 0200. These premises have extensive conditions to assist in their upholding the licensing objectives which include substantial training, SIA doorstaff, CCTV on the premises, policies for Identifying underage clients amongst a few.

This area attracts many people between the hours of 2100-0400 for predominantly alcohol sales and Burger King would fall within that time scale operating.

Our concerns include:

- The age of clientele that frequent the premises without parental supervision would be subjected to alcohol sales. Children of this age group (10-16) are currently free to enter these kinds of family friendly fast food dispensers without their parents, quite safely, not witnessing alcohol being consumed or intoxicated persons causing issues.

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- There is no mention that the DPS will be present at the premises when it is open for alcohol sales.
- How will the alcohol be served? For example, one beer or wine only with a substantial meal to be consumed on the premises only. How will staff prevent customers from 'taking away' alcohol?
- No mention of training in the sales of alcohol to the standard of BIIAB or equivalent
- No mention of training on how to refuse already intoxicated persons
- No mention on all staff being trained in challenge 25
- No mention of SIA doorstaff during the hours the night clubs will be open after 2100 where there is likely to be disorder in this area
- No offer of installing their own CCTV and relying solely on the Security staff of the Arc shopping centre and their CCTV system.
- No mention of a refusals register
- No mention of how they will successfully eject intoxicated persons
- No mention on the types of alcohol to be sold. The applicant's would be free to sell strong spirits in its current application format which the Constabulary deem inappropriate for the type of premises and lack of safeguarding.

I would therefore, strongly oppose the application to sell alcohol at this premises as the applicants have not identified successfully how they will uphold the licensing objectives, without putting children at risk and deterring crime and disorder. Relying on others to provide security is an inadequate assumption rather than a considered deterrent.

Yours faithfully,

Matt Dee
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