



Licensing Sub-Committee Tuesday, 4th August, 2015

You are invited to attend the next meeting of **Licensing Sub-Committee**, which will be held at:

**Council Chamber, Civic Offices, High Street, Epping
on Tuesday, 4th August, 2015
at 10.00 am .**

**Glen Chipp
Chief Executive**

**Democratic Services
Officer**

Gary Woodhall
The Directorate of Governance
Tel: 01992 564470
Email: democraticservices@eppingforestdc.gov.uk

Members:

Councillors R Morgan (Chairman), K Chana, B Surtees and T Thomas.

PLEASE NOTE THE START TIME OF THE MEETING
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1. APOLOGIES FOR ABSENCE

(Director of Governance) To be announced at the meeting.

2. DECLARATIONS OF INTEREST

(Director of Governance) To declare interests in any item on this agenda.

3. PROCEDURE FOR THE CONDUCT OF BUSINESS (Pages 3 - 10)

(Director of Governance) To note the agreed procedure for the conduct of business (as attached).

4. PREMISES LICENCE - SAINSBURY'S SUPERMARKETS LIMITED, FORMER PUBLIC CAR PARK, CHURCH HILL, LOUGHTON, ESSEX IG10 1QR (Pages 11 - 58)

(Director of Neighbourhoods) To consider the attached report.

5. EXCLUSION OF PUBLIC AND PRESSExclusion

To consider whether, under Section 100(A)(4) of the Local Government Act 1972, the public and press should be excluded from the meeting for the items of business set out below on grounds that they will involve the likely disclosure of exempt information as defined in the following paragraph(s) of Part 1 of Schedule 12A of the Act (as amended) or are confidential under Section 100(A)(2):

Agenda Item No	Subject	Exempt Information Paragraph Number
Nil	Nil	Nil

The Local Government (Access to Information) (Variation) Order 2006, which came into effect on 1 March 2006, requires the Council to consider whether maintaining the exemption listed above outweighs the potential public interest in disclosing the information. Any member who considers that this test should be applied to any currently exempted matter on this agenda should contact the proper officer at least 24 hours prior to the meeting.

Confidential Items Commencement

Paragraph 9 of the Council Procedure Rules contained in the Constitution require:

- (1) All business of the Council requiring to be transacted in the presence of the press and public to be completed by 10.00 p.m. at the latest.
- (2) At the time appointed under (1) above, the Chairman shall permit the completion of debate on any item still under consideration, and at his or her discretion, any other remaining business whereupon the Council shall proceed to exclude the public and press.
- (3) Any public business remaining to be dealt with shall be deferred until after the completion of the private part of the meeting, including items submitted for report rather than decision.

Background Papers

Paragraph 8 of the Access to Information Procedure Rules of the Constitution define background papers as being documents relating to the subject matter of the report which in the Proper Officer's opinion:

- (a) disclose any facts or matters on which the report or an important part of the report is based; and
- (b) have been relied on to a material extent in preparing the report and does not include published works or those which disclose exempt or confidential information (as defined in Rule 10) and in respect of executive reports, the advice of any political advisor.

Inspection of background papers may be arranged by contacting the Officer responsible for the item.

PART 3(2) - RESPONSIBILITY FOR COUNCIL FUNCTIONS

APPENDIX 5

LICENSING COMMITTEE – TERMS OF REFERENCE

- (1) The full Committee shall comprise 15 Councillors appointed by the Council at its annual meeting, including a Chairman and Vice-Chairman.
- ... (2) For the functions set out in Annex 1, and the legislation listed in Annex 2, a Sub-Committee consisting of no more than any three Councillors drawn, in alphabetical order, from the members of the full Committee shall be formed. Any such Sub Committee shall include, by rota, one of the six Licensing Sub Committee Chairmen appointed at each Annual Council meeting.
- (3) For the transaction of business at full Committee meetings, the quorum shall be a minimum of five Committee members save that no business shall be transacted unless either the Chairman or Vice-Chairman of the Committee is present.
- (4) The Committee and Sub-Committees shall have full authority to hear and determine licensing applications.
- (5) The Committee and Sub-Committees shall be further empowered to determine appeals made against the decisions of the Head of Environmental Services taken under delegated authority on licensing applications.
- (6) The Committee shall at all times carry out its duties solely within the policy from time to time determined by the Council and shall conduct its proceedings in
... accordance with the requirements set out in Annex 3 (Conduct of Business by Licensing Committee and Sub-Committees).
- (7) The Licensing Committee shall take no part in the production or revision of the statement of licensing policy made under Section 5 of the Licensing Act 2003, however, they may determine policy under the legislation listed in Annex 3.
- (8) To be responsible for the consideration and approval of Designation Orders under Section 13 of the Criminal Justice and Police Act 2001 (Exercise of Controls over the consumption of alcohol in Public Places).

**PART 3(2) -
RESPONSIBILITY OF
FUNCTIONS (LICENSING
COMMITTEE)**

APPENDIX 5 (ANNEX 1)

LICENSING ACT 2003 – LIST OF FUNCTIONS AND DELEGATED AUTHORITY

Matter to be dealt with	Full Committee	Sub Committee	Officers
Application for personal licence		If a police objection	If no objection made
Application for personal licence with unspent convictions		All cases	
Application for premises licence/club premises certificate		If a relevant representation made	If no relevant representation made
Application for provisional statement		If a relevant representation made	If no relevant representation made
Application to vary premises licence/club premises certificate		If a relevant representation made	If no relevant representation made
Application to vary designated premises supervisor		If a police objection	All other cases
Request to be removed as designated premises supervisor			All cases
Application for transfer of premises licence		If a police objection	All other cases
Applications for interim Authorities		If a police objection	All other cases
Application to review premises licence/club premises certificate		All cases	
Decision on whether a complaint is irrelevant frivolous vexatious etc			All cases
Decision to object when local authority is a consultee and not the relevant authority considering the application		All cases	
Determination of a police objection to a temporary		All cases	

event notice			
All policy matters except the formulation of the statement of licensing policy	All cases		

RESPONSIBILITY

PART 3(2) –

FOR FUNCTIONS LICENSING COMMITTEE

APPENDIX 5 (ANNEX 2)

LIST OF STATUTORY POWERS

Those functions pertaining to licensing and registration and permits and consents contained in the following legislation and any regulations, orders, byelaws or other subsidiary legislation made under the above Acts:

Animal Boarding Establishments Act 1963
Breeding & Sale of Dogs (Welfare) Act 1999
Breeding of Dogs Act 1973
Breeding of Dogs Act 1991
Caravan Sites & Control of Development Act 1960
Caravan Sites Act 1968
Dangerous Wild Animals Act 1976
Gambling Act 2005
Guard Dogs Act 1975
House to House Collections Act 1939
Licensing Act 2003
Local Government (Miscellaneous Provisions) Act 1976
Local Government (Miscellaneous Provisions) Act 1982
Pet Animals Act 1951
Pet Animals Act 1951 (Amendment) Act 1983
Riding Establishments Acts 1964 & 1970
Scrap Metal Dealers Act 1964
The Game Act 1831
Town Police Clauses Act 1847
Town Police Clauses Act 1889
Zoo Licensing Act 1981

**PART 3(2) – RESPONSIBILITY
FOR FUNCTIONS**

**APPENDIX 5
(ANNEX 3)**

**PART A – CONDUCT OF BUSINESS BY LICENSING COMMITTEE AND
SUB-COMMITTEES**

All references to committee in this annex shall be taken to infer a reference to the associated sub-committees.

1. General Conduct

- 1.1 All hearings of the Licensing Committee under the Licensing Act 2003, are to be held in accordance with the Personal Licences, Hearings, Premises Licences and Club Premises Certificates, and Licensing Register Regulations, made under the Licensing Act 2003.
- 1.2 The Council's Constitution shall regulate the conduct of and debate at meetings.
- 1.3 In the case of hearings under the Licensing Act 2003, the Committee shall only consider those matters relevant to the licensing objectives as set out in the Licensing Act 2003 and the statement of licensing policy adopted by the Council.

2. Declarations of Interest

- 2.1 Members of the Committee are subject to the Council's Code of Conduct and to advice from the Standard Board for England, details of which will be provided to those members.

3. Participation in the Hearing

- 3.1 Debate shall be restricted to members of the Licensing Committee. Where a local ward member, not being a member of the Committee, wishes to participate in the hearing, they may do so only with the permission of the Chairman and their participation shall be subject to the same rules as are applied to any other witnesses to the application.
- 3.2 In hearings other than those under the Licensing Act 2003, where a ward member is a member of the Committee, and wishes to object to the application, the member shall give 14 days' notice of their intention, and shall play no part in the decision-making process of the Committee. In hearings under the Licensing Act 2003, those named as responsible authorities and interested parties in the Act may only make representations within the time limits set out in the relevant statutory provisions.
- 3.3 All persons participating in the hearing shall be made aware of the limitations or scope of statements that will be acceptable and, in particular, that statements should be factual or a fair statement on a matter of public interest.

- 3.4 In the case of any hearing pursuant to the summary review procedure under the Violent Crime Reduction Act 2006, the membership of any Sub-Committee adjudicating on such a review shall comprise any three members drawn from the Licensing Committee subject to the proviso that no member should serve more than one hearing.

4. Attendance of the Public

- 4.1 The Council's Constitution and relevant statutory provisions relating to the admission or exclusion of the public shall apply to all meetings of the Licensing Committee.

5. Natural Justice

- 5.1 There are two elements to natural justice:

(a) Fairness

- (i) All persons affected by the decision or in the case of matters associated with the Licensing Act 2003, those named as responsible authorities and interested parties in the Act, will be allowed a hearing before a decision is made.
- (ii) Only objectors who can show clearly that they are affected by a decision shall be afforded the right to be heard or, in the case of hearings under the Licensing Act 2003, only those named in the Act as responsible authorities or interested parties.
- (iii) All information shall be made available, where possible in advance, to the applicant and the Committee.
- (iv) All members of the Committee shall be present throughout the hearing of a particular application. Where a member arrives late or leaves during a hearing of a particular application, that member shall play no part in the decision-making process. Where an application is adjourned it shall be continued by the same members only, and no others.
- (v) The Committee shall have discretion in respect of 'late' objections. Such objections shall be clearly marked on the agenda as such and the Committee shall decide on their acceptability. The applicant shall be advised of any late objections. In the case of representations made in relation to the Licensing Act 2003 applications, these shall only be accepted in accordance with the relevant statutory provisions.

(b) Prevention of Bias

- (i) The rules on the declarations of interest shall be firmly applied.
- (ii) If the Committee moves into private session to consider its decision, it shall be accompanied only by its advising officers, none of whom shall

have taken a substantive part in the hearing, and shall play no substantive part in the decision-making process.

6. General Procedures for Hearings

6.1 The following procedural requirements shall be followed at all times:

- (a) There shall be no recommendation from officers on the agenda;
- (b) The Committee shall be supplied with copies of all relevant documentation and the process and order of procedure shall be as follows:
 - (i) The Chairman will open the meeting and introduce persons as appropriate asking applicants and representatives to identify themselves.
 - (ii) The Chairman will outline the procedure to be followed.
 - (iii) The Lead Officer will outline the matter in hand.
 - (iv) The applicant or representative will present his/her case, with or without witnesses, and be questioned by members or any objectors/persons making representations present.
 - (v) Any objectors/persons making representations may then present their objections/representation, with or without witnesses, and be questioned by members or the applicant/s or their representative.
 - (vi) The objectors/persons making representations may make a final statement (without introducing new issues).
 - (vii) Finally, the applicant has the right to make a final statement (without introducing new issues).
 - (viii) All evidence/disclosures are to be made in the presence of all persons, unless someone voluntarily excuses themselves from the proceedings.
 - (ix) Committee members shall restrict themselves to questions and not discussion or comment.
 - (x) The applicant, objectors/persons making representations shall be allowed to ask officers questions of a technical/factual nature at any time during the proceedings.
 - (xi) An adjournment should be granted where to do otherwise would deny a fair hearing.
 - (xii) The Committee may resolve to decide upon the application in private session, however, if it becomes necessary to recall anyone

for additional information, everyone shall be invited to return to the Hearing.

- (xiii) The decision shall be given in the presence of all parties that wish to be present and confirmed in writing as soon as possible thereafter. If legal advice is given to members this advice will be repeated in summary form.



Report to the Licensing Sub-Committee

Date of meeting: 14 July 2015

Subject: Sainsbury's, Former Public Car Park, Church Hill, Loughton, Essex, IG10 1QR

Responsible Officer: Sarah Kits (01992 564403)

Democratic Services: Gary Woodhall (01992 564470)

Decisions Required:

(1) To determine the application for a Premises Licence under the Licensing Act 2003.

Report:

Application

1. An application has been made by Sainsbury's Supermarkets Ltd for a new premises licence for the above premises. The application was received on the 3 June 2015 and is attached to this report. The application sets out the relevant licensing activities applied for and times requested.

2. The Operating Schedule sets out conditions which will be attached to the licence if this application is granted.

Licensing Act 2003

3. When considering an application for a licence the licensing authority must have regard to steps that are appropriate to promote of the licensing objectives. These are:

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

4. It must also have regard to its Statement of Licensing Policy and any guidance issued by the Secretary of State.

Consultation

5. The Responsible Authorities have received a copy of the application; it was properly advertised at the premises and in a local newspaper.

6. The applicant revised the opening hours applied for, to 07:00hrs – 23:00hrs daily; please see attached email.

7. The authority received emails from Essex Police, Quality Assurance and Safeguarding, Neighbourhoods and Loughton Town Council stating that they have no representation to make.

8. An acknowledgement was received from Essex County Fire and Rescue.
9. The authority has received ten objections from local residents.
10. The Objections relate to the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

Guidance Issued by the Secretary of State

11. The Licensing Act 2003 provides that the licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182.
12. Sections 2.1 – 2.31 of the Guidance are relevant to this application.

Options

13. In determining this application the Sub-Committee may take any of the following steps as it considers necessary for the promotion of the licensing objectives, namely:
 - (a) to grant the licence as applied for subject to:
 - the conditions mentioned in the Operating Schedule modified as the Sub-committee considers necessary for the promotion of the licensing objectives; and
 - the mandatory conditions specified in the Licensing Act 2003; or
 - (b) to exclude from the scope of the licence any licensable activities to which the application relates; or
 - (c) refuse to specify a person as the premises supervisor; or
 - (d) reject the application.

Determination

14. The Sub-Committee is asked to determine the application having regard to:
 - (a) the content of this report and representations;
 - (b) any additional information obtained from the hearing;
 - (c) the Council's statement of licensing policy;
 - (d) Guidance issued by the Secretary of State; and
 - (e) the steps appropriate to promote the licensing objectives.

Appeal

15. If any party is aggrieved with the decision they can appeal to the Magistrates Court. The appeal period is 21 days from notification of the decision.

Background Papers Used In Preparing This Report:

- The Licensing Act 2003
<http://www.legislation.gov.uk/ukpga/2003/17/contents?view=plain>
- The Secretary of State's Guidance issued under Section 182 Licensing Act 2003
- Epping Forest District Council's statement of licensing policy.
<http://www.eppingforestdc.gov.uk>

Attached Documents:

- Application for premises licence
- Plan
- Email confirming the changes to the application from the applicants solicitor
- Letter from Essex Police
- Acknowledgement from Essex County Fire and Rescue
- Letter from Quality Assurance and Safeguarding Team
- Email from Neighborhoods Manager
- Letter from Loughton Town Council
- Email of objection from Raj Patel
- Email of objection from S W Short
- Email of objection from Alan and Lindsay Horne
- Email of objection from Martin Brazier
- Email of objection from Susan and David Wilding
- Letter of objection from Mr and Mrs Gell
- Email of objection from Sheema and Paul Sherman
- Letter of objection from Michelle and Mark Mulholland
- Letter of objection from Mr Jonathan Gifford
- Letter of objection from David and Rosemarie Jarrett
- Map showing the area

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/We Sainsbury's Supermarkets Ltd

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Sainsbury's Former Public Car Park Church Hill			
Post town	Loughton	Post code	IG10 1QR

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

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick yes

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | <input checked="" type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |

- d) a charity ☐ please complete section (B)
- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

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

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

Name Sainsbury's Supermarkets Ltd
Address 33 Holborn London EC1N 2HT
Registered number (where applicable) 03261722
Description of applicant (for example, partnership, company, unincorporated association etc.) Company
Telephone number (if any) 020 7695 6000
E-mail address (optional) N/A

Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
0	2	0
7	2	0
1		5

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

Day	Month	Year
1	1	1
1	1	1
1	1	1

Please give a general description of the premises (please read guidance note1)

A supermarket which is to sell a broad range of groceries, household products and alcohol.

Situated at Former Public Car Park, Church Hill, Loughton, IG10 1QR.

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

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

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

Provision of regulated entertainment

Please tick yes

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

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

B

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

C

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

D

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

E

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

F

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

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>	
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors <input type="checkbox"/>
Mon				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)	
Wed				
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)	
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 5)	
Sun				





I

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

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	0700	2300			
Tue	0700	2300			
Wed	0700	2300			
Thur	0700	2300			
Fri	0700	2300	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	0700	2300			
Sun	0700	2300			

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

Name Joanne Surguy	
Address 	
Postcode	
Personal Licence number (if known) 	
Issuing licensing authority (if known) 	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

None

L

Hours premises are open to the public
Standard days and timings (please read guidance note 6)

Day	Start	Finish
Mon	0000	2400
Tue	0000	2400
Wed	0000	2400
Thur	0000	2400
Fri	0000	2400
Sat	0000	2400
Sun	0000	2400

State any seasonal variations (please read guidance note 4)

The opening hours of the store are not a licensable activity and the applicant asks that the hours not be restricted by the premises licence.

Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)

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

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

b) The prevention of crime and disorder

1. The licence holder will ensure that the premises benefit from a CCTV system that operates at all times when licensable activities are taking place.
2. The system will incorporate a camera covering each of the entrance doors and the main alcohol display area and will be capable of providing an image which is regarded as identification standard. The precise positions of the cameras may be agreed, subject to compliance with Data Protection legislation, with the police from time to time.
3. The system will incorporate a recording facility and any recording will be retained and stored in a suitable and secure manner for a minimum of 30 days and will be made available, subject to compliance with Data Protection legislation, to the police for inspection on request.
4. The system must be able to export recorded images to a removable means e.g. CD/DVD and have its own software enabled to allow playback/review.
5. A member of staff trained in the use of the CCTV system must be available at the premises at all times that the premises are open to the public.
6. The system will display, on any recording, the correct time and date of the recording.

c) Public safety

The premises licence holder will at all times maintain adequate levels of staff and security. Such staff and security levels will be disclosed, on request, to the licensing authority and police.

d) The prevention of public nuisance

Signage will be displayed at the exit of the premises requesting customers leaving the premises late at night to do so quietly and with consideration so as not to disturb nearby residents.

e) The protection of children from harm

The premises licence holder will ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form of identification that complies with any mandatory condition that may apply to this licence.

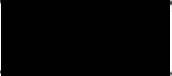
Please tick yes

- I have made or enclosed payment of the fee ☒
- I have enclosed the plan of the premises ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable ☒
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable ☒
- I understand that I must now advertise my application ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	2 June 2015
Capacity	Solicitors duly authorised on behalf of the Applicant

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) Winckworth Sherwood LLP (Ref: EMF/26508/1873/RPB) Minerva House 5 Montague Close				
Post town	London		Post code	SE1 9BB
Telephone number (if any)	020 7593 5155			
If you would prefer us to correspond with you by e-mail your e-mail address (optional) efinlay@wslaw.co.uk				

Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

**FORM OF CONSENT OF INDIVIDUAL TO BEING SPECIFIED
AS PREMISES SUPERVISOR**

I, JOANNE SURGUY

of

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

by SAINSBURY'S SUPERMARKETS LTD

relating to a premises licence no.

for Sainsbury's, Former Public Car Park, Church Hill, Loughborough, 1910 1QR

and any premises licence to be granted or varied in respect of this application made by SAINSBURY'S SUPERMARKETS LTD

concerning the supply of alcohol at Sainsbury's, Former Public Car Park, Church Hill, Loughborough, 1910 1QR

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:

Personal licence issuing authority:

Signed:

Name (please print):

JOANNE SURGUY

Date

01/06/15

Sarah Kits

From: Elaine Finlay [REDACTED]
Sent: 17 June 2015 10:04
To: Sarah Kits
Cc: [REDACTED] Kim Tuckey
Subject: RE: Sainsbury's licence application - Church Hill Loughton

Sarah

I refer to your email and confirm that I have been instructed to amend the opening hours of the above application to reflect the opening hours of the planning permission which are 0700 to 2300 hours daily. In these circumstances, please confirm that the opening hours have been amended as reflected.

Thank you for your assistance.

Kind Regards

Elaine

Elaine Finlay
Legal Assistant

Winckworth
Sherwood

www.wslaw.co.uk

From: Sarah Kits [<mailto:skits@eppingforestdc.gov.uk>]
Sent: 16 June 2015 17:02
To: Elaine Finlay
[REDACTED] Kim Tuckey
Subject: FW: Sainsbury's licence application - Church Hill Loughton
Importance: High

Hi Elaine,

Could you please clarify whether your client wishes to amend the opening hours on the application form for the premises above?

We are willing to accept an amended page (15) and will change the web notice, inform our consultees and the responsible authorities so that we are able to continue with the current consultation.

Please let me know if your client wishes to do so as soon as possible.

Kind regards

Sarah Kits
Licensing Compliance Officer

Mrs K Tuckey
Licensing Department
Epping Forest District Council
Civic Offices
High Street
Epping
CM16 4BZ



Licensing Department
Loughton Police Station
158 High Road
Loughton
IG10 4BE
Tel: 01279 625 405
Email: 7706@essex.pnn.police.uk

19 June 2015

Dear Mrs Tuckey,

LICENSING ACT 2003 – GRANT OF PREMISES LICENCE SECTION 17

NEW PREMISE: Sainsbury's, Church Hill, Loughton

DPS: Joanne Surguy

APPLICANT: Sainsbury's Supermarkets Ltd via Winckworth Sherwood LLP

Further to the above application for the Grant of a Premises Licence received on 3 June 2015. I can now confirm that all my checks have been carried out and can confirm that Essex Police will not be making any representations or objections to this application in respect of the licensing objectives.

I trust the aforementioned will assist and look forward to receiving a copy of the Licence, if/when processed, in due course.

Yours sincerely,



Mr Peter Jones ABII
Epping & Brentwood Licensing Officer
West LPA

Cc. **Winckworth Sherwood LLP**
Minerva House
5 Montague House
London
SE1 9BB

Essex County Fire & Rescue Service

Mr David Johnson LL.B(Hons), BSc, MA, MSc, FCMi
Chief Fire Officer & Chief Executive



Winkworth Sherwood
Minerva House
5 Montague Close
London
SE1 9BB

WEST AREA COMMAND
Harlow Service Delivery Point
Fourth Avenue
HARLOW
CM20 1DU
☎ 01376 576800
✉ westareacommand@essex-fire.gov.uk

Date: 05 June 2015
Our Ref: 72/10013926356
Your Ref: EMF/26508/1873/RPB
Enquiries to: Steve Nicholl

Dear Sir,

LICENSING ACT 2003

THE REGULATORY REFORM (FIRE SAFETY) ORDER 2005

Premises: Sainsbury's Former Car Public Park Church Hill Loughton IG10 1QR

Receipt is acknowledged of the above consultation, which will be audited by the Essex Fire Authority (The Authority).

Should there be any significant concerns regarding the application you will be notified in due course.

Yours faithfully

S. W. Nicholl
Technical Fire Safety Officer

Copy to Sarah Kits EFDC Licensing Dept Please.

Sarah Kits

From: Sue Parker, Business Support Administrator <Sue.Parker2@essex.gov.uk> on behalf of Licence Applications CYP <LicenceApplications@essex.gov.uk>
Sent: 18 June 2015 13:27
To: Licensing
Cc: [REDACTED]
Subject: 06-2015/08 Sainsbury's, Loughton Licence Application

RE: Licensing Act 2003:- Sainsbury's Supermarkets Ltd, Loughton

The licensing application received on 15/06/2015 has been assessed and we can confirm we have no objections to this licence application.

Licensing Applications
Quality Assurance & Safeguarding (inc IRO) Service
Family Operations
E2, County Hall
Chelmsford CM1 1YS
Tel: 033301 39797 Email: LicenceApplications@essex.gov.uk

Regards

Sue Parker

Business Support Administrator – BC3
Corporate and Customer Services

Essex County Council
Telephone: 0333 0138888
Email: businesscentre3@essex.gov.uk | www.essex.gov.uk

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Sarah Kits

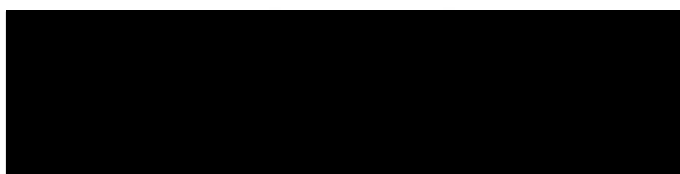
From: Richard Gardiner
Sent: 04 June 2015 10:18
To: Sarah Kits (GCSX)
Subject: RE: New Premises Licence - Sainsbury's Church Hill

Dear Sarah

I have no comments.

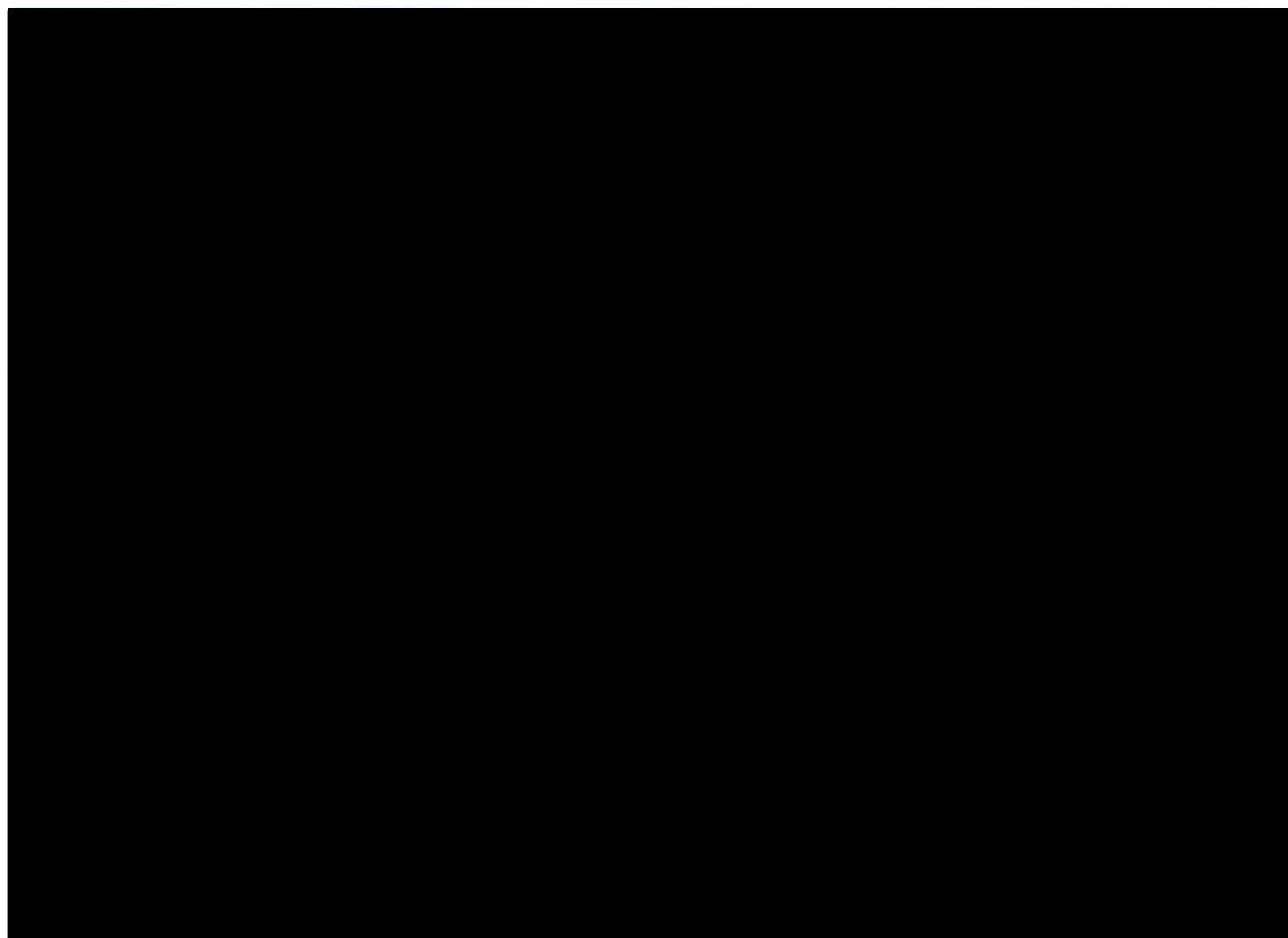
Regards

Richard Gardiner
Environment & Neighbourhood Manager



For more information on the Environment & Neighbourhood Team, click on the following link:

www.eppingforestdc.gov.uk/environment-and-neighbourhoods-team



Our Ref: L.1.1/VRM



LOUGHTON
TOWN COUNCIL

1 Buckingham Court, Rectory Lane
Loughton, Essex IG10 2QZ
Telephone: 020 8508 4200
Facsimile: 020 8508 4400
e-mail: contact@loughton-tc.gov.uk
Web site: www.loughton-tc.gov.uk
Town Clerk: Enid K Walsh

Ms Sarah Kits
Licensing Section
Epping Forest District Council
Civic Offices
Epping CM16 4BZ
(Emailed: skits@eppingforestdc.gov.uk)

30 June 2015

Dear Ms Kits

Re: Licensing Application – Notice of application for a new premises licence under the Licensing Act 2003 in respect of Sainsbury's, Former Car Park, Church Hill, Loughton IG10 1QR

The Planning and Licensing Committee considered this licensing application at its meeting on 29 June 2015 and had no objection to the proposal.

I would be grateful if you could advise me of the outcome of this application.

Yours sincerely

Vivienne Messenger
Planning Committee Clerk

From: Raj Patel [REDACTED]
Sent: 30 June 2015 22:08
To: Licensing
Subject: Sainsbury's supermarket Limited

Dear Sir,

I am writing with reference to the above applicant applying for an alcohol license.

I do not feel that there is any reason for another premises to be given an alcohol licence. If you check the records within 200 metres of the new store there are already 4 stores which sell alcohol at different opening and closing times. also in less than a mile there are 4 supermarkets of which also sell alcohol and also many independents already selling alcohol in the area.

The long opening hours of this store will bring crowds of people to the area until late into the night of which will end up making a residential area a very noisy place to live.

I would appreciate other retailers being taken into consideration before allowing this issue to be passed. As I fully object to this property having an alcohol licence.

Yours faithfully

Raj Patel
[REDACTED]

The Licensing Team
EFDC
Civic Offices
High Street
Epping
Essex CM16 4BZ

30 June, 2015

Dear Sir/Madam

Licensing application from Sainsbury's re new premises at 119-121 Church Hill, Loughton

I am writing as a local resident to strongly oppose the granting of an alcohol licence for the above premises.

May I say initially that I was surprised not to have been notified by yourselves about the application bearing in mind that a) I live only a short distance from the site, and b) I was one of the objectors to the original application to develop the site.

My objection to the sale of alcohol at the premises are:

Prevention of crime and disorder. Excessive alcohol consumption is already a major cause of disorder and crime – do we really need yet another outlet selling drink, and for such long hours, seven days a week? And from premises situated between a public house and a petrol filling station?
Public safety. There must be concern for residents returning home late in the evening and being confronted by people the worse for drink.

Prevention of public nuisance. Residents in the immediate vicinity are already subject to antisocial behaviour, eg people urinating in their front gardens late at night. An extra outlet selling alcohol can only exacerbate this situation.

Protection of children from harm. Much of the above also impacts on children. And it cannot be a good thing to make alcohol even more accessible for teenagers.

Ideally, I would prefer the application to be refused, but failing that, for the hours to be restricted.

Yours truly

S.W.Short

Sarah Kits

From: Lindsay Mason [REDACTED]
Sent: 30 June 2015 11:17
To: Licensing
Subject: SAINBURY'S CHURCH HILL, LOUGHTON

ATTENTION: SARAH KITS

We are residents of [REDACTED] Marjorams Avenue, Loughton, [REDACTED]. We wish to object to the Licensing Opening Hours of the new Sainsbury site of 07.00 to 23.00.

Our main objections are as following:

1. There are no other premises in Loughton selling alcohol until 23.00.
2. Close proximity to a residential area.
3. Noise and disturbance during opening hours.
4. The Prince of Wales Public House, adjacent to the site, has permanent front outside tables, leading to usage by people purchasing alcohol after Public House closing times.
5. Litter and empty bottles will be discarded around the area.
6. General anti social behaviour in a quite residential area.

Would you please accept this as a formal letter of objection.

Alan and Lindsay Horne
[REDACTED]

Sarah Kits

From: Martin Brazier [REDACTED]
Sent: 30 June 2015 08:39
To: Licensing
Subject: Sainsbury's Former Car Car, 119-121 Church Hill Loughton Essex

Dear Sirs

I opposed Sainsbury's Licence application for the selling of alcohol at the above address.

My reasons are as follows:

As we live yards from Church Hill we already have public nuisance from the Esso Petrol Station and the Plume to give Sainsbury a licence for The Sale of Alcohol would make our lives unbearable, as we would suffer from more public nuisance relating to the Sale of Alcohol

Kind Regards

Martin Brazier
[REDACTED] Sedley Rise
Loughton
[REDACTED]

Sarah Kits

From: David Wilding [REDACTED]
Sent: 30 June 2015 01:39
To: Licensing
Subject: Objection to Off Premises Alcohol Licence.

Dear Sir or Madam,

Licence Applicant:

Sainsbury's Supermarkets Ltd.

Address of Premises:

Sainsbury's, Former Public Car Park.
119-121 Church Hill, Loughton,
Essex, IG10 1QR

My wife and I, wish to strongly object to this application.

We wish to point out, that there is already a considerable public nuisance in this area, caused by alcohol.

At the moment, this is limited to the evening trade, at the Plume of Feathers Public House and in particular at weekends.

Customers from the Pub, are frequently using local premises and houses as toilets and if confronted, are often abusive and sometimes violent.

Customers of the Pub, also, are noisy and confrontational amongst themselves, both inside and outside the premises, until the early hours of the morning.

The siting of the Sainsbury's Supermarket, next door to the Pub, with a 7am - 11pm licence, would, in our view, attract people who want to carry on drinking, in the streets outside and in the surrounding areas.

This already happens with customers bringing drinks out from the pub.

Police are called very frequently, but invariably arrive too late.

It appears, that Sainsbury's wish to mirror their hours of opening, with a licence to sell alcohol.

There is absolutely no need, for the licensing hours to be this length.

There are no other Off Licence Premises in Loughton with these proposed opening hours.

This is still a hugely residential area and account must be taken, of the residents who live here.

It is bad enough, that the Government Planning Inspector, has overturned a strong public and council rejection, of the whole scheme, for a Supermarket at this location.

To compound this and set a precedent, for a proposed Co-Op Supermarket less than 50 metres away and then a possible application, for alcohol sales at the Esso Petrol Garage in between, would be sheer folly.

We have lived here for 34 years and have slowly watched (and objected) as the area has been allowed to be over urbanised and preference given, to business rather than residents.

We would suggest, that most sensible people, who buy alcohol for social and domestic use, will still be able to plan their buying, during normal hours.

The only people, who will want to buy alcohol during these proposed licensing hours, are people, who have already been out drinking and probably will become incapable if allowed to buy more.

Again, we would suggest, that these proposed licensing hours, would lead to more and even extreme, anti - social and possibly violent behaviour.

What is this obsession with making alcohol freely available at all times, we do not accept there is a demand for alcohol at all times.

Once again, the big businesses, are trying to ride rough shod over the little people.

Please see some sense and do not set a precedent, for the further degradation, of an area, that used to be a nice place to live.

Yours Sincerely,

Susan & David Wilding.

■ Sedley Rise
Loughton



Sent from Samsung Mobile

Your ref. Sainsbury's, Former Park Church Hill
Att: The Licensing Unit

Majorcans Avenue,
[REDACTED]

26th June 2015

Dear Sarah Kitti,

Further to our recent telephone conversations please find enclosed our letter regarding our objections to the above store opening hours, i.e. 7am - 11pm - 7 days a week.

This store will be in the heart of a residential area. The timing would mean that residents would be disturbed both very early in the morning and also very late at night. We already have two Sainsbury's stores, one at Debden (closing at 9pm) and the other in Houghton (closing at 10pm) also Morrisons store closing at 9pm. This would mean early preparation time before 7am and late closing down after 11pm. This would be a great public nuisance because of noise and disruption to local residents what merit is there in this!

The Prevention of Public Nuisance

The sale of alcohol from 7am - 11pm could mean customers consuming alcohol outside the shop premises in the surrounding area late into the early hours causing a public nuisance. We appreciate the councillors do not have to consider surrounding premises when deciding the outcome, however with two outlets within a stone's throw of each other this could be an invitation for people to come to this area to purchase alcohol late at night. This would be at discounted prices of alcohol compared with pubs and clubs nearby.

Yours faithfully

J.E. Gell (Ms)

B.Y. Gell (Mr)

[REDACTED]

[REDACTED]

Sarah Kits

From: Sheema Sherman [REDACTED]
Sent: 08 June 2015 11:21
To: Licensing
Cc: [REDACTED]
Subject: Your Ref: Sainsbury's, Former Car Park, Church Hill

Dear Kim Tuckey

We are in receipt of your Notification of Consultation dated 03 June 2015, reference as above.

Firstly, we note that opening hours are shown as 24 hours Monday-Sunday. According to the Appeal Decision APP/J1535/W/14/3000961, paragraph 16: "The retail use hereby permitted shall not be open to customers outside the hours of 07:00 to 23:00." Has this changed? If so, was anyone notified, and how? Hopefully this is just a typographical error in your letter but we would appreciate confirmation of the opening hours.

We also wish to formally register our strong objections to the granting of a licence to the above premises, regardless of opening hours.

Granting such a licence will in our view make alcohol so readily available it will further exacerbate the noise and rowdy behaviour already being experienced because of the sale of alcohol in the pub which is next door to the premises. It will lead to further nuisance, crime and disorder.

Yours sincerely

Sheema and Paul Sherman

[REDACTED]

Marjorams Avenue
Loughton

8 June 2015

The Licensing Team
Epping Forest District Council
Civic Offices
High Street
Epping
Epping
CM16 4BZ

By email: licensing@eppingforestdc.gov.uk

Dear Sir/Madam

We are writing to object strongly to the application by Sainsbury's Supermarkets Limited to open 24 hours on Monday to Sunday and to the sale of alcohol between 7:00 and 23:00.

Our objections are as follows –

The Prevention of crime and disorder

Anti-social and illegal behaviour - The late night sale of alcohol in a quiet, residential area would result in the area becoming a hub for anti-social behaviour. There is a green area adjacent to the location of the Sainsbury's supermarket which is likely to become a "hang-out zone" for drinkers. There is also a footpath leading through to Maple Gate flats which is quiet and secluded and where drug taking or dealing could easily take place free from view.

Litter - The late night sale of alcohol and 24 hour opening would undoubtedly lead to an increase in litter such as that seen in the High Street.

Safety - The example of recent violent events associated with late night drinking at the Luxe Bar in Loughton High Street highlight the need to protect the safety of residents.

The prevention of public nuisance

Noise and all night traffic - All of our local independent traders close in the early evening so there is no precedent for late night retail in this area which is not part of the High Street thoroughfare. 24 hour trading is not appropriate in a highly populated residential area. The introduction of a 24 hour store would draw footfall and traffic throughout the night, disturbing residents who live behind, adjacent to and opposite the store in an area which is currently quiet after pub closing time. 24 hour opening is only appropriate in retail parks where noise and traffic cannot disturb neighbours.

The Sainsbury's store is to be located next to the Plume of Feathers Pub. Patrons leaving at closing time currently create a great deal of noise, particularly now that the pub has extended its car park and removed the woodland at the rear which previously buffered the noise to Marjorams Avenue.

The introduction of a 24 hour store would give rise to those patrons, who currently disperse fairly quickly, to hang around further while visiting the supermarket. Furthermore, the store would draw other late night revellers from the High Street and surrounding areas.

Should you grant such a licence to Sainsbury's it would completely change the character and atmosphere of this part of Loughton. It would be hugely unfair to the residents, many of whom have lived in their homes peacefully for decades and chose to live further away from the High Street precisely to avoid the noise and bustle of that area.

Please accept this letter as TWO objections from local residents.

Yours faithfully

S Michelle Mulholland

Mark Mulholland

■ Sedley Rise

Loughton



Epping Forest District Council

Licensing Unit Civic Offices

High Street

Epping

Essex

CM16 4BZ

12th June 2015

Dear Sir/Madam

Your letter concerning Sainsbury's Licensing is the first my wife and I have received since the consultation which resulted planning being denied and can only assume that somehow this decision has been overturned and a formerly quiet part of residential Loughton is being urbanised by stealth. The site of the proposed Sainsburys was a public car park which was taken out of use around the time the planning to convert a single storey car show room opposite into highly populated offices. The Public House the Plume of Feathers then extended its car park and made it Pay and Display. The public conveniences were also locked up and no longer in use and a garage open 24 hours selling alcohol and there is a Bookmakers without public conveniences.

The result:

- Residential roads full of office workers cars all day every day from 08:30
- Pub goes parking in the roads to avoid paying charges however small
- Bookie attendees getting caught short and urinating around the back of the building in the evening
- Drinks cans , food rappers and other waste thrown in gardens and gutters on Sedley Rise
- This can only get worse with another alcohol outlet and limited parking

Additional Application for Licensed Premises

The area is already served by a news agents selling alcohol until 7PM, a garage offering alcohol when open which is usually 24 hours. There are at least 3 supermarkets – 2 Sainsbury within a mile or so. The council has apparently approved the building of a co-op and a Sainsbury who will both I am sure apply to be Licensed. In an age of increasing alcohol abuse, making it more available in our community is a bad thing and not a public service.

Church Hill is already a road on which cars permanently speed out of Loughton(revenue opportunity putting a camera in this direction). It creates a lot of noise at night and issues in the garage at night over the last few years have seen police CCTV left for surveillance in the past. Creating a 24 hour convenience store which can only serve alcohol 14 hours a day doesn't make sense.

Representations with Respect to the Application

1. **Prevention of Crime and Disorder-** Another outlet for alcohol in this store would need very tight control to prevent it being abused, which I am sure it will
2. **Public Safety-** I do not believe enough parking exists in the area for non-residents and I believe use of the store, deliveries will increase the risk of public safety on Church Hill in terms of motor vehicle accidents and will also add to the urbanisation of what is essentially a residential area.
3. **Prevention of Public Nuisance-** Alcohol drinking on the streets after the pub closes already goes on and can cause noise and disturbances. The users also have no regard for where they dump their rubbish
4. **The protection of children from harm-** as the father of children who grew up in this area I am fully aware how lax most of the checks are on underage drinking are and see this additional consultation for yet more licensed premises as another potential threat which won't be properly controlled by busy overworked staff.

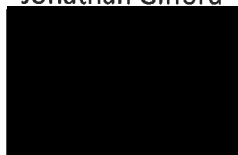
Conclusion

All in all I am concerned over the way the Planning Decision has been overturned, the residents I have spoken to cannot see the logic to grant planning for 2 convenience stores 100 yards apart. I am also deeply concerned as to the effect of 14 hour 7 day a week licensing will have on the area which has already been affected in terms of street waste (we clear this up as we have deep respect for where we live).

As somebody who lives less than 50 yards from this site I have very deep concerns over further Licensed premises and cannot understand why the council is not pushing for the building of more affordable housing for the young people of our community when enough Alcohol outlets and public houses exist in the community.

Yours Faithfully

Jonathan Gifford



21st June 2015

Marjorams Avenue
Loughton

Sarah Kits
Licensing Compliance Officer
The Licensing Team
Epping Forest District Council
Civic Offices
High Street
Epping
Essex CM16 4BZ

Dear Sarah Kits

Re: Sainsbury's, Former Car Park, Church Hill

Further to our recent correspondence on this matter, would you please accept this formal letter of objection.

OPENING HOURS 07:00 HOURS – 23:00HOURS

The prevention of public nuisance

This proposed Sainsbury's Local Store will be in the heart of a residential area. It is not sited in a remote out of town location where very few people live. Nor is it sited in a town centre location where it would be just another establishment creating more late night noise and activity alongside other shops, restaurants, night clubs etc. No, the proposal will inflict noise and disruption, particularly during early mornings and late evenings, on residents who have chosen to live in a quiet residential area.

We are particularly concerned about the proposed very late closing time of 23:00 hours. According to their websites the closing times of the other supermarkets in the area are Sainsbury's, Torrington Drive – 21:00 hours, Sainsbury's, Old Station Road – 22:00 hours, Morrisons – 21:00 hours.

We cannot see any reason why this new store should have a later closing time than other supermarket outlets in the area. Indeed, because of its residential location we would argue that it should close earlier than the others. We would point out that the closing time of the store is not the time store activity ends. Staff still have to shut the store down, with all the associated noise of trolley, equipment and vehicle movements. Similarly, an opening time of 07:00 hours means that staff will create considerable noise getting the store ready well before this start time. We would also point out that there are going to be apartments built above this store and these will be directly affected by the noise and disruption from early mornings and late evenings.

Therefore, we would ask the Licensing Committee to restrict opening hours to a later starting time in the mornings and a much earlier closing time in the evenings.

Public Safety

The Esso Garage sited next door to the proposed store is open overnight for petrol sales, but not shop items. Vehicles accessing the petrol station will be using the same access point as customers accessing/egressing the Sainsbury's car park. A recent Stage 1 Road Safety Audit acknowledged that 'there is the potential for collisions between vehicles exiting from the convenience store car park and those entering the filling station, as the two flows of traffic need to cross each others path.'

Therefore, drivers sweeping into this common access point and crossing each others path have the potential for collisions. We would contend that if this store is allowed to open later than other stores in the area it will become known as the 'late night store', thus attracting people from outside the local area who may not be aware of this potential traffic hazard.

We would suggest that this is a further reason to restrict closing to a much earlier time in the evenings.

THE SALE OF ALCOHOL: 07:00 HOURS – 23:00 HOURS

The prevention of public nuisance

The anti social behaviour caused by excessive alcohol consumption is well documented. There are already several shops in the area selling alcohol and we do not feel it is necessary to have yet another outlet doing the same.

If this new store is allowed to sell alcohol beyond the hours of the other supermarkets in the area, it is likely to become known as the place to go to for late night purchase of liquor. We fear that this could well attract people from many surrounding areas, seeking late night purchases of alcohol, with the potential for anti social behaviour.

Should the Licensing Committee be minded to grant a license we would ask that they impose restrictions on the times of sales. At the very least we would ask that the store be prevented from selling alcohol beyond the hours set for other supermarkets in the Loughton area.

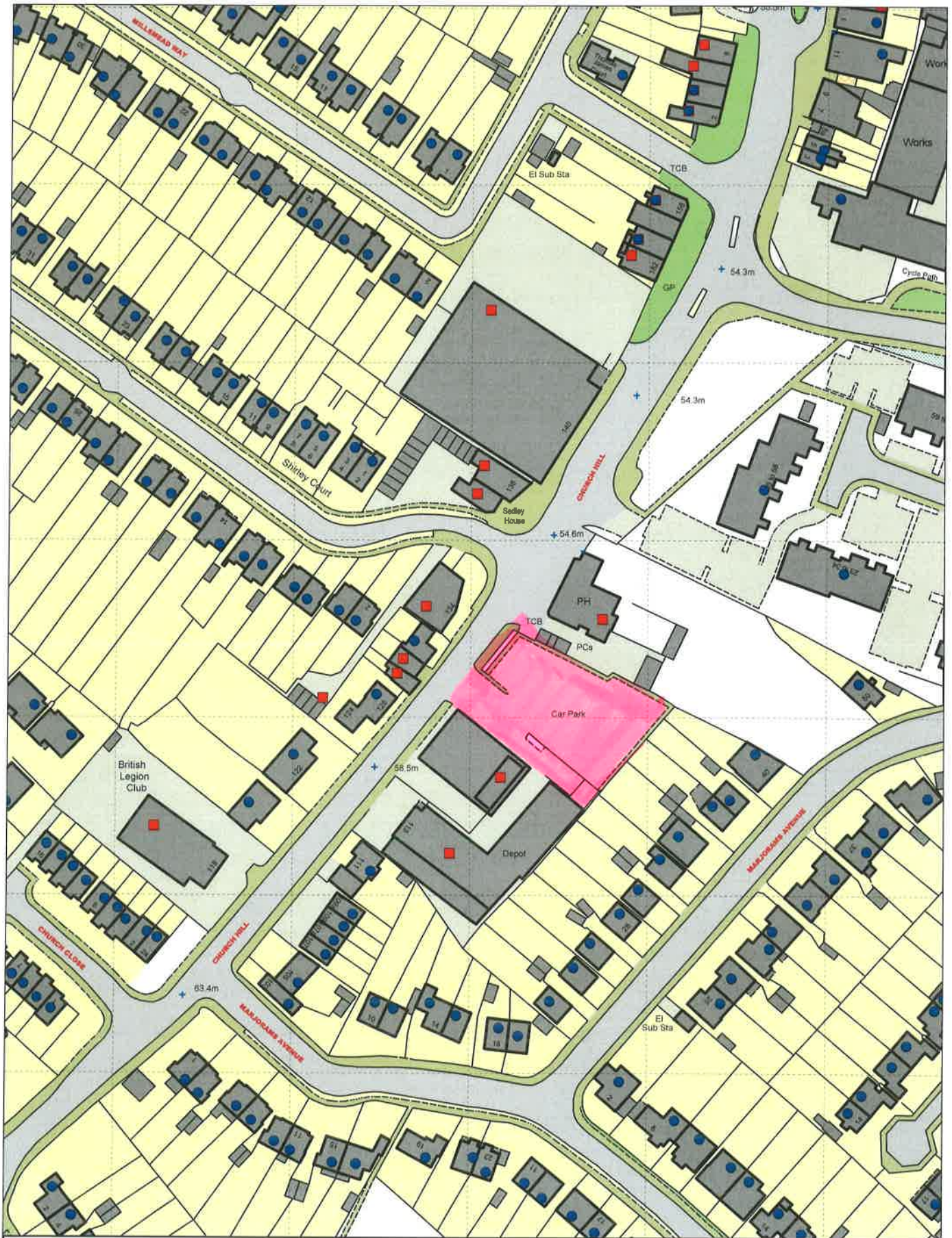
Yours sincerely



David Jarrett



Rosemarie Jarrett



Epping Forest District Council

Civic Offices
High Street
Epping CM16 4BZ

Scale : 1:1464

Date : 3 Jun 2015

Centre X: 543001.334

Centre Y: 197151.492

Width : 263.470

Angle : .000

Time : 11:25:20 AM

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Sarah Kits

From: Prav Mis [REDACTED]
Sent: 30 June 2015 13:44
To: Licensing
Subject: Sainsburys former Car Park Church Hill Alcohol lience

To K. Tuckey

Your Ref: Sainsbury's, Former Car Park, Church Hill, Loughton

We would like to state our objection to the proposed sale of alcohol, off the premises, between the hours of 7am – 11pm, Monday to Sunday.

The reasons for our objections are as follows:

- The Prevention of crime and disorder, and
- The Prevention of public nuisance.

Many of the local residents are either elderly or families with young children. We wouldn't want any harm to come to them as a result of the drunken anti-social behaviour of people buying alcohol cheaply from the supermarket, especially younger people.

If you grant this license to Sainsbury's, this just presents another opportunity for people to get hold of alcohol and drink excessively, when as a society, all should be done to encourage people to drink responsibly.

This will also add to the pressures of the local police, who are struggling to contain the anti-social behaviour in the town, especially on Friday and Saturday nights.

There is also a risk to people driving up to the store late at night just to buy alcohol, which could potentially lead to an increase in drink driving offences in the town.

Furthermore, why is there the need to grant a license when there are 4 businesses that are already licensed to sell alcohol within the vicinity, and in addition the new Co-op store that is due to open in the near future? This is just adding to the competition, and will further cause strain on their respective businesses, all of whom have been trading for at least the past 20 years.

All in all, we feel that if you are to grant a license to Sainsbury's for the sale of alcohol, it will have a detrimental effect on the local community. Loughton is a great town to live in, and shouldn't be ruined by excessive amounts of 'big' businesses, like Sainsbury's, taking away the identity and personality that the smaller, local businesses offer by plotting themselves in as many locations (even within the same town) as possible. We are not averse to new businesses, only just that the offer should be incremental, not further diluting what is already there, and impacting on all those around them.

We hope you will take the time to consider our response objectively, and decide in favour of what is beneficial for the local community.

Kind regards

Mr and Mrs Mistry.

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