



Licensing Sub-Committee

Date: Thursday, 29 June 2023
Time: 2.00 pm
Venue: Council Chamber, County Hall, Dorchester, DT1 1XJ

Members (Quorum: 3)

Jon Andrews, Susan Cocking and Brian Heatley

Chief Executive: Matt Prosser, County Hall, Dorchester, Dorset DT1 1XJ

For more information about this agenda please contact Democratic Services
Meeting Contact 01305 224202 elaine.tibble@dorsetcouncil.gov.uk

Members of the public are welcome to attend this meeting, apart from any items listed in the exempt part of this agenda.

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Agenda

Item		Pages
1.	ELECTION OF CHAIRMAN AND STATEMENT FOR THE PROCEDURE OF THE MEETING	3 - 6
	To elect a Chairman for the meeting and the Chairman to present and explain the procedure for the meeting.	
2.	APOLOGIES	
	To receive any apologies for absence.	
3.	DECLARATIONS OF INTEREST	
	To disclose any pecuniary, other registrable or non-registrable interests as set out in the adopted Code of Conduct. In making their disclosure councillors are asked to state the agenda item, the nature of the interest and any action they propose to take as part of their declaration. If required, further advice should be sought from the Monitoring Officer in advance of the meeting.	

4. URGENT ITEMS

To consider any items of business which the Chairman has had prior notification and considers to be urgent pursuant to section 100B (4) b) of the Local Government Act 1972. The reason for the urgency shall be recorded in the minutes.

**5. NEW PREMISES LICENCE APPLICATION FOR ASDA EXPRESS,
512-514 WIMBORNE ROAD, FERNDOWN**

7 - 54

An application has been made for a new premises licence for Asda Express for the sale of alcohol, off the premises and late night refreshment, indoors and outdoors. The application has been out to public consultation and has attracted relevant representations. A Licensing Sub Committee must consider the application and representations at a public hearing.

6. EXEMPT BUSINESS

To move the exclusion of the press and the public for the following item in view of the likely disclosure of exempt information within the meaning of paragraph 3 of schedule 12 A to the Local Government Act 1972 (as amended).

The public and the press will be asked to leave the meeting whilst the item of business is considered.



THE LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005

Rights of a Party

1. A party has the right to attend the hearing and may be represented by any person.
2. A party is entitled to give further information where the authority has asked for clarification.
3. A party can question another party, and/or address the authority, with consent of the authority.

Failure to Attend

4. If the authority is informed a party does not wish to attend, the hearing may proceed in their absence.
5. If a party has not indicated their attendance and fails to attend the hearing may be adjourned if considered in the public interest, or hold the hearing ensuring the party's representation is considered.
6. Where the authority adjourns the hearing it shall notify the parties of the date, time and place.

Procedural Information

7. At the start of the hearing, the authority shall explain the procedure which it proposes to follow and shall consider any request for permission for another person to appear at the hearing.
8. A hearing shall take the form of a discussion led by the authority and cross-examination shall not be permitted unless the authority considers that it is required.
9. The authority will allow the parties an equal maximum period of time in which to speak.
10. The authority may require any person behaving disruptively to leave, and may refuse that person to return, but such a person may, before the end of the hearing, submit in writing information they would have been entitled to give orally had they not been required to leave.

FOOTNOTE:

In relation to all other matters governed by the Licensing Act 2003 (Hearings) Regulations 2005 any party or their representative may contact the Licensing Services at Dorset Council and they will be provided with a full copy of the regulations on request.

LICENSING SUB-COMMITTEE PROCEDURE

1. At the start of the meeting the Chairman will introduce:
 - the members of the sub-committee
 - the council officers present
 - the parties and their representatives
2. The Chairman will then deal with any appropriate agenda items.
3. The Licensing Officer will be asked to outline the details of the application, including details of any withdrawn representations.
4. The applicant or their representative is then invited to present their case.
5. Committee members will be invited to ask questions.
6. Where appropriate the Responsible Bodies e.g. representatives of Police, Fire Services, Environmental Services or Trading Standards will be invited to address the sub-committee on any relevant representations they may have.
7. The Chairman may then allow an opportunity for questions.
8. The Chairman will ask any person who has made representations, who have already expressed a wish to do so, to address the sub-committee. The sub-committee will have read all the papers before them, including any letters of representation. Members of the public are asked to keep their comments concise and to the point.
9. All parties will be given the opportunity to “sum up” their case.
10. The Chairman will ask the Legal Advisor if all relevant points have been addressed before advising all parties present that the sub-committee will withdraw from the meeting to consider its decision in private. The sub-committee will be accompanied by the Democratic Services Officer and the Legal Advisor can be called upon to offer legal guidance.
11. The Chairman will:
 - advise when the sub-committee’s decision will be confirmed in writing.
 - Inform those present of their right to appeal to the Magistrates’ Court.

NOTE

The Chairman may vary this procedure, as circumstances require but will have regard to the rules of natural justice and the Licensing Act 2003 (Hearings) Regulations 2005.

The meeting will take place in public. However, the public can be excluded from all or part of the meeting where the sub-committee considers that the public interest in so doing outweighs the public interest in the meeting or that part of the meeting, taking place in public.

Under no circumstances must the parties or their witnesses offer the sub-committee information in the absence of the other parties.

The Chairman and the Sub-Committee have discretion whether to allow new information or documents to be submitted and read at the meeting.

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Licensing Sub Committee

29 June 2023

New premises licence application for Asda Express, 512-514 Wimborne Road, Ferndown

For Decision

Portfolio Holder: Cllr L Beddow, Culture and Communities

Local Councillor(s): Cllrs C Lugg and M Parkes

Executive Director: J Sellgren, Executive Director of Place

Report Author: Kathryn Miller

Job Title: Senior Licensing Officer

Tel: 01305 252214

Email: Kathryn.miller@dorsetcouncil.gov.uk

Report Status: Public

Brief Summary: An application has been made for a new premises licence for Asda Express for the sale of alcohol, off the premises and late night refreshment, indoors and outdoors. The application has been out to public consultation and has attracted relevant representations. A Licensing Sub Committee must consider the application and representations at a public hearing.

Recommendation: The Sub-Committee determines the application in the light of written and oral evidence and resolves to take such steps as it considers appropriate and proportionate for the promotion of the licensing objectives of;

- a) The prevention of crime and disorder
- b) The prevention of public nuisance
- c) Public safety
- d) The protection of children from harm

The steps that the Sub-Committee may take are:

- a) to grant the licence subject to such conditions as the authority considers appropriate for the promotion of the licensing objectives, and the mandatory conditions;
- b) to exclude from the scope of the licence any of the licensable activities to which the application relates;

- c) to refuse to specify a person in the licence as the designated premises supervisor;
- d) to reject the application.

Reason for Recommendation: The Sub-Committee must consider the oral representations and information given at the hearing before reaching a decision.

1. Background

- 1.1 Section 4 of the Licensing Act 2003 sets out the duties of the Licensing Authority, it sets out that a Council's licensing functions must be carried out with a view to promoting the four licensing objectives of:
 - (a) the prevention of crime and disorder;
 - (b) public safety;
 - (c) the prevention of public nuisance; and
 - (d) the protection of children from harm.
- 1.2 All applications and decisions are made with due regard to the Licensing Act 2003 (the Act), the Revised Guidance issued under Section 182 of the Licensing Act 2003 (the Guidance) and the Dorset Council Statement of Licensing Policy (the Policy).

2. Details of the application

- 2.1 An application has been made for a new premises licence application for Asda Express, 512-514 Wimborne Road, Ferndown and has been submitted to the Licensing Authority by Asda Stores Limited. The application and floor plan can be found at Appendix 1.
- 2.2 The description of the premises within the application form is:

"Convenience store."
- 2.3 The application is to permit:
 - Supply of alcohol (off the premises)
 - Monday to Sunday 0600-2400 hours
 - From 1 to 31 December – 0000-2400 hours Monday to Sunday, if permitted by trading restrictions.
 - Late night refreshment (indoors and outdoors) – hot beverages only
 - Monday to Sunday 2300-2400 hours
 - From 1 to 31 December – 2300-0500 hours Monday to Sunday, if permitted by trading restrictions.

3 **Responsible Authorities**

- 3.1 Section 13 of the Licensing Act contains the list of Responsible Authorities who must be consulted on each application. Dorset Police, Dorset and Wiltshire Fire Service, Public Health Dorset, the Immigration Authority, Dorset Council Trading Standards, Dorset Council Children's Services, Dorset Council Planning, Dorset Council Licensing, Dorset Council Environmental Protection and Dorset Council Health and Safety have all been consulted.
- 3.2 There were no representations from any of the Responsible Authorities.
- 3.3 There were 11 relevant representations received from members of the public. Their representation can be found at Appendix 2.
- 3.4 The representations contain some matters which are material considerations under planning but do not relate to the four Licensing Objectives. This would include any parts of the representations relating to the Highway, parking matters or amenity/need for a similar premises in the area. This application has been through the planning process, and these issues would have been considered at the time. The site was granted planning permission in December 2022.
- 3.5 The relationship between planning and licensing is set out in paragraphs 6.2 to 6.5 of the Dorset Council Policy:

The use of premises for the sale or provision of alcohol, regulated entertainment or late-night refreshment is subject to planning control. Such use will require planning permission or must otherwise be lawful under planning legislation. Planning permission is generally required for the establishment of new premises or the change of use of premises.

In line with the S182 Guidance the planning and licensing regimes involve consideration of different (albeit related) matters. Licensing committees are not bound by decisions made by a planning committee, and vice versa.

Where businesses have indicated, when applying for a licence under the Act, that they have also applied for planning permission or that they intend to do so, licensing committees and officers will consider discussion with their planning counterparts prior to determination with the aim of agreeing mutually acceptable operating hours and scheme designs.

Where relevant representations are received, any decision on a licence application will not consider whether any decision to grant or refuse planning permission or building consent was lawful and correct. It will take into account what the impact of granting the application will be on the four licensing objectives.

- 3.6 The Licensing Act 2003 Section 182 Guidance (the Guidance) sets out at 8.13 the role of “other persons”:

“As well as responsible authorities, any other person can play a role in a number of licensing processes under the 2003 Act. This includes any individual, body or business entitled to make representations to licensing authorities in relation to applications for the grant, variation, minor variation or review of premises licences and club premises certificates, regardless of their geographic proximity to the premises. In addition, these persons may themselves seek a review of a premises licence. Any representations made by these persons must be ‘relevant’, in that the representation relates to one or more of the licensing objectives. It must also not be considered by the licensing authority to be frivolous or vexatious. In the case of applications for reviews, there is an additional requirement that the grounds for the review should not be considered by the licensing authority to be repetitious. Chapter 9 of this guidance (paragraphs 9.4 to 9.10) provides more detail on the definition of relevant, frivolous and vexatious representations.

- 3.7 The Guidance states at paragraph 9.4 what a “relevant” representation is;

“A representation is “relevant” if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant. On the other hand, a representation by a businessperson that nuisance caused by new premises would deter customers from entering the local area, and the steps proposed by **the** applicant to prevent that nuisance were inadequate, would be relevant. In other words, representations should relate to the impact of licensable activities carried on from premises on the objectives.”

4. **Considerations**

- 4.1 Paragraphs 9.42 to 9.44 of the Section 182 Guidance sets how the Licensing Authority should decide what actions are appropriate.

“9.42 Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

9.43 The authority’s determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

9.44 Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what

action or step would be suitable to achieve that end. While this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. As with the consideration of licence variations, the licensing authority should consider wider issues such as other conditions already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business. Further advice on determining what is appropriate when imposing conditions on a licence or certificate is provided in Chapter 10. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination.”

3 Financial Implications

Any decision of the Sub Committee could lead to an appeal by any of the parties involved that could incur costs.

4 Natural Environment, Climate & Ecology Implications

None.

Well-being and Health Implications

None.

5 Other Implications

None.

6 Risk Assessment

6.4 HAVING CONSIDERED: the risks associated with this decision; the level of risk has been identified as:

Current Risk: Low

Residual Risk: Low

7 Equalities Impact Assessment

Not applicable

8 Appendices

Appendix 1 – premises licence application

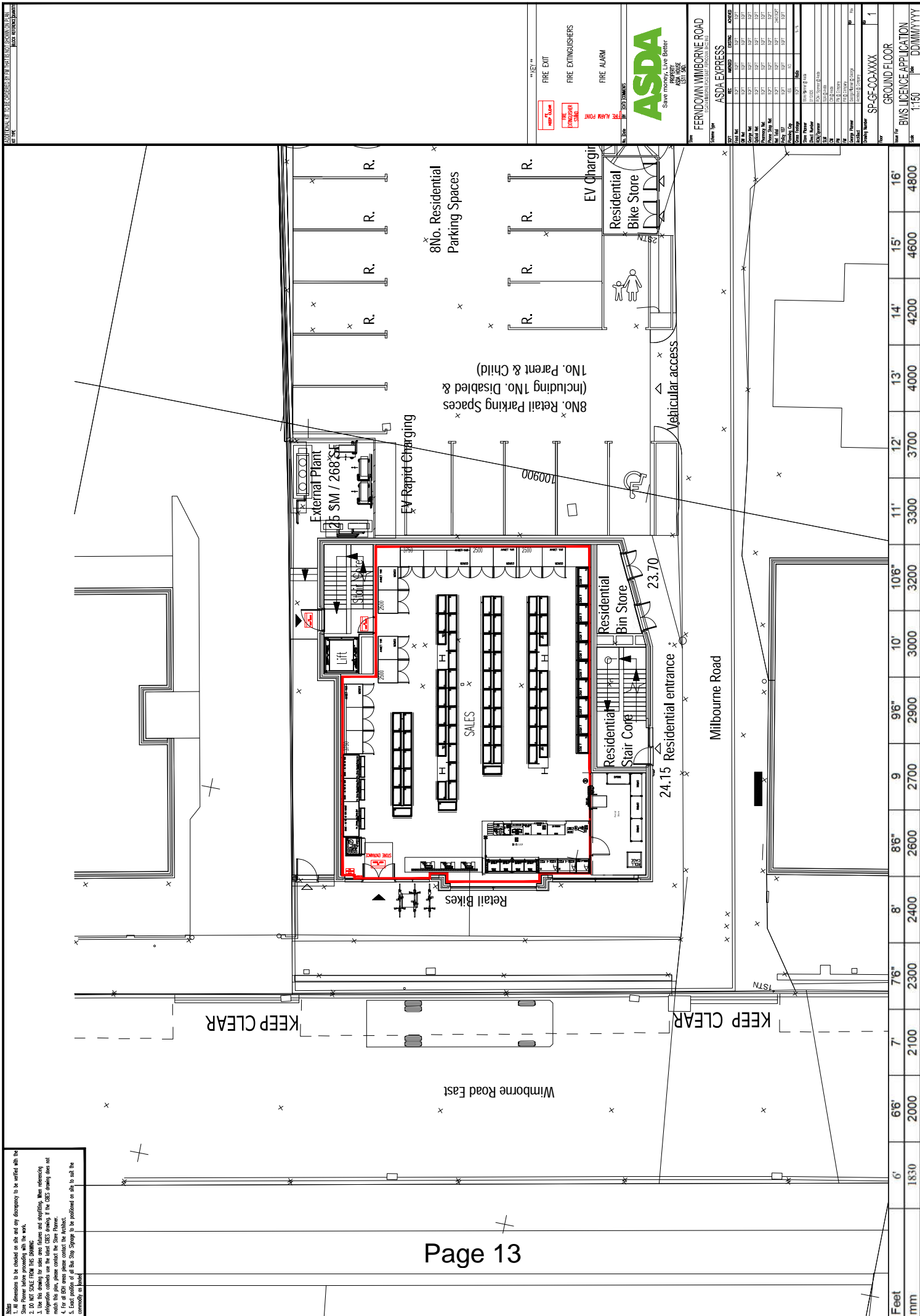
Appendix 2 – conditions requested by Dorset Police

Appendix 3 – representation from interested party

9 Background Papers

[Licensing Act 2003](#)

[Home Office Guidance issued under Section 182 of the Licensing Act 2003](#)



- NOTES**
1. All dimensions to be checked on site and any discrepancy to be verified with the client.
 2. All dimensions to be taken from the finished floor level unless otherwise stated.
 3. Use the symbols for sinks, showers, and appliances. When referencing refrigeration cabinets use the latest CSES drawing. If the CSES drawing does not match this plan, please contact the Store Planner.
 4. For all BMS items please contact the Architect.
 5. If the BMS drawing is to be published on site, it will be the responsibility of the client.

FIRE EXIT
 FIRE EXTINGUISHERS
 FIRE ALARM POINT
 FIRE ALARM
ASDA
 Save money. Live Better.
 PROPERTY REFERENCE: 1571 300
 PROJECT REFERENCE: 1571 300
ASDA EXPRESS
 FERNDOWN WIMBORNE ROAD
 PROJECT REFERENCE: 1571 300

REV	DATE	BY	REVISION
001	15/07/2015	ASDA	ISSUED FOR PERMIT
002	15/07/2015	ASDA	ISSUED FOR PERMIT
003	15/07/2015	ASDA	ISSUED FOR PERMIT
004	15/07/2015	ASDA	ISSUED FOR PERMIT
005	15/07/2015	ASDA	ISSUED FOR PERMIT
006	15/07/2015	ASDA	ISSUED FOR PERMIT
007	15/07/2015	ASDA	ISSUED FOR PERMIT
008	15/07/2015	ASDA	ISSUED FOR PERMIT
009	15/07/2015	ASDA	ISSUED FOR PERMIT
010	15/07/2015	ASDA	ISSUED FOR PERMIT
011	15/07/2015	ASDA	ISSUED FOR PERMIT
012	15/07/2015	ASDA	ISSUED FOR PERMIT
013	15/07/2015	ASDA	ISSUED FOR PERMIT
014	15/07/2015	ASDA	ISSUED FOR PERMIT
015	15/07/2015	ASDA	ISSUED FOR PERMIT
016	15/07/2015	ASDA	ISSUED FOR PERMIT
017	15/07/2015	ASDA	ISSUED FOR PERMIT
018	15/07/2015	ASDA	ISSUED FOR PERMIT
019	15/07/2015	ASDA	ISSUED FOR PERMIT
020	15/07/2015	ASDA	ISSUED FOR PERMIT
021	15/07/2015	ASDA	ISSUED FOR PERMIT
022	15/07/2015	ASDA	ISSUED FOR PERMIT
023	15/07/2015	ASDA	ISSUED FOR PERMIT
024	15/07/2015	ASDA	ISSUED FOR PERMIT
025	15/07/2015	ASDA	ISSUED FOR PERMIT
026	15/07/2015	ASDA	ISSUED FOR PERMIT
027	15/07/2015	ASDA	ISSUED FOR PERMIT
028	15/07/2015	ASDA	ISSUED FOR PERMIT
029	15/07/2015	ASDA	ISSUED FOR PERMIT
030	15/07/2015	ASDA	ISSUED FOR PERMIT
031	15/07/2015	ASDA	ISSUED FOR PERMIT
032	15/07/2015	ASDA	ISSUED FOR PERMIT
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034	15/07/2015	ASDA	ISSUED FOR PERMIT
035	15/07/2015	ASDA	ISSUED FOR PERMIT
036	15/07/2015	ASDA	ISSUED FOR PERMIT
037	15/07/2015	ASDA	ISSUED FOR PERMIT
038	15/07/2015	ASDA	ISSUED FOR PERMIT
039	15/07/2015	ASDA	ISSUED FOR PERMIT
040	15/07/2015	ASDA	ISSUED FOR PERMIT
041	15/07/2015	ASDA	ISSUED FOR PERMIT
042	15/07/2015	ASDA	ISSUED FOR PERMIT
043	15/07/2015	ASDA	ISSUED FOR PERMIT
044	15/07/2015	ASDA	ISSUED FOR PERMIT
045	15/07/2015	ASDA	ISSUED FOR PERMIT
046	15/07/2015	ASDA	ISSUED FOR PERMIT
047	15/07/2015	ASDA	ISSUED FOR PERMIT
048	15/07/2015	ASDA	ISSUED FOR PERMIT
049	15/07/2015	ASDA	ISSUED FOR PERMIT
050	15/07/2015	ASDA	ISSUED FOR PERMIT

SP-GF-CO-XXXX
 1
 GROUND FLOOR
 BMS LICENCE APPLICATION
 1:150
 DMMYYYY

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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.

(1) Delete as applicable.
(2) Insert name(s) of applicant.

(1) ~~[I]~~ **[We]** (2)

ASDA STORES LIMITED

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and (1) ~~I am~~ **[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			
ASDA EXPRESS 512-514 WIMBORNE ROAD			
Post town	FERNDOWN, DORSET	Postcode	BH22 9NG
Telephone number at premises (if any)			
Non-domestic rateable value of premises	£ TBA		

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals* | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual* | | |
| i. as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| ii. as a partnership (other than limited liability) | <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 | <input type="checkbox"/> | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) a health service body | <input type="checkbox"/> | 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 | <input type="checkbox"/> | 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 | <input type="checkbox"/> | 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 (by ticking yes to one box below):

- 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				
Date of birth					I am 18 years old or over <input type="checkbox"/> Please tick yes				
Nationality									
Current residential address if different from premises address									
Post town						Postcode			
Daytime contact telephone number									
E-mail address (optional)									
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)									

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				
Date of birth					I am 18 years old or over <input type="checkbox"/> Please tick yes				
Nationality									
Current residential address if different from premises address									
Post town						Postcode			
Daytime contact telephone number									
E-mail address (optional)									
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)									

(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	ASDA STORES LIMITED
Address	ASDA HOUSE SOUTHBANK GREAT WILSON STREET LEEDS LS11 5AD
Registered number (where applicable)	00464777
Description of applicant (for example, partnership, company, unincorporated association etc.)	COMPANY
Telephone number (if any)	██████████
E-mail address (optional)	████████████████████

Part 3 - Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY			
1	5	0	6	2	0	2	3

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

DD		MM		YYYY			
□	□	□	□	□	□	□	□

Please give a general description of the premises (please read guidance note 1)
CONVENIENCE STORE

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 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)	Please tick all that apply
a) plays (if ticking yes, fill in box A)	<input type="checkbox"/>
b) films (if ticking yes, fill in box B)	<input type="checkbox"/>
c) indoor sporting events (if ticking yes, fill in box C)	<input type="checkbox"/>
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	<input type="checkbox"/>
e) live music (if ticking yes, fill in box E)	<input type="checkbox"/>
f) recorded music (if ticking yes, fill in box F)	<input type="checkbox"/>
g) performances of dance (if ticking yes, fill in box G)	<input type="checkbox"/>
h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	<input type="checkbox"/>

<u>Provision of late night refreshment</u> (if ticking yes, fill in box I)	<input checked="" type="checkbox"/>
<u>Supply of alcohol</u> (if ticking yes, fill in box J)	<input checked="" type="checkbox"/>

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both - please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue					
			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Wed					
Thur					
			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both - please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue					
			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Wed					
Thur					
			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			
Thur			
Fri			<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 6)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick</u> (please read guidance note 3)	
			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 4)	
Mon			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)	
Tue				
Wed				
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 6)	
Sat				
Sun				

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both - please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 5)		
Wed					
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 6)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both - please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Wed					
Thur					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both - please tick (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)			
Mon						
Tue						
Wed			State any seasonal variations for the performance of dance (please read guidance note 5)			
Thur						
Fri						
Sat			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)			
Sun						

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing			
			Will this entertainment take place indoors or outdoors or both - please tick (please read guidance note 3)		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 4)			
Tue						
Wed						
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)			
Fri						
Sat						
Sun			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 (please read guidance note 6)			

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both - please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	23.00	24.00	HOT BEVERAGES ONLY		
Tue	23.00	24.00			
Wed	23.00	24.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur	23.00	24.00			
Fri	23.00	24.00			
Sat	23.00	24.00	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 (please read guidance note 6) FROM 1ST DECEMBER TO 31ST DECEMBER - 23.00 TO 05.00 HOURS MONDAY TO SUNDAY, IF PERMITTED BY TRADING RESTRICTIONS		
Sun	23.00	24.00			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption - please tick (please read guidance note 8)	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 5)		
Mon	06.00	24.00			
Tue	06.00	24.00			
Wed	06.00	24.00			
Thur	06.00	24.00			
Fri	06.00	24.00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) FROM 1ST DECEMBER TO 31ST DECEMBER - 00.00 TO 24.00 HOURS MONDAY TO SUNDAY, IF PERMITTED BY TRADING RESTRICTIONS.		
Sat	06.00	24.00			
Sun	06.00	24.00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name		NEIL [REDACTED] ECCLES
Date of birth		[REDACTED]
Address		[REDACTED] [REDACTED] [REDACTED] [REDACTED]
Postcode	[REDACTED]	
Personal licence number (if known)		PLHBC0143
Issuing licensing authority (if known)		HALTON BC

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 9).

NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	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 6) FROM 1ST DECEMBER TO 31ST DECEMBER - 00.00 TO 24.00 HOURS MONDAY TO SUNDAY, IF PERMITTED BY TRADING RESTRICTIONS.
Mon	06.00	24.00	
Tue	06.00	24.00	
Wed	06.00	24.00	
Thur	06.00	24.00	
Fri	06.00	24.00	
Sat	06.00	24.00	
Sun	06.00	24.00	

M

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

a) General - all four licensing objectives (b, c, d and e) (please read guidance note 10)

Staff shall be trained in the premises licence holder's procedures which include liquor licensing and all checkout operators shall have additional training in the sale of alcohol.
All spirits will be displayed behind the counter.
No miniature bottles of spirits of 20cl or below shall be sold from the premises.
Please note this does not apply to pre packaged gift packs which may contain a spirit miniature.

b) The prevention of crime and disorder

A CCTV system will be installed and maintained at the premises. Cameras will cover internal areas and the external area immediately in front of the store. The system will be capable of continuously recording and copies of such recordings shall be kept for a period of not less than 31 days and handed to the Police or authorised person upon production of a compliant 'Access Request'.
All spirits will be displayed behind the counter.

c) Public safety

The premise licence holder seeks to comply with the requirements of the health and safety legislation.

d) The prevention of public nuisance

e) The protection of children from harm

The store will have a till prompt system for alcohol products.
When prompted, staff will adopt a Challenge 25 proof of age scheme.
Only recognised forms of photographic identification such as Passport, Photo Driving Licence, 'Proof of Age' card, Military ID or any other form of identification agreed with the police will be accepted as proof of age. If the appropriate proof of age is not produced there will be no sale.
Notices are to be prominently displayed advising customers of the Challenge 25 policy.

Checklist: **Please tick to indicate agreement**

● I have made or enclosed payment of the fee.	<input checked="" type="checkbox"/>
● I have enclosed the plan of the premises.	<input checked="" type="checkbox"/>
● I have sent copies of this application and the plan to responsible authorities and others where applicable.	<input checked="" type="checkbox"/>
● I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	<input checked="" type="checkbox"/>
● I understand that I must now advertise my application.	<input checked="" type="checkbox"/>
● I understand that if I do not comply with the above requirements my application will be rejected.	<input checked="" type="checkbox"/>
● [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).	<input checked="" type="checkbox"/>

It is an offence, under Section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application. Those who make a false statement may be liable on summary conviction to a fine of any amount.

It is an offence under Section 24b of the Immigration Act 1971 for a person to work when they know, or have reasonable cause to believe, that they are disqualified from doing so by reason of their immigration status. Those who employ an adult without leave or who is subject to conditions as to employment will be liable to a civil penalty under Section 15 of the Immigration, Asylum and Nationality Act 2006 and pursuant to Section 21 of the same act, will be committing an offence where they do so in the knowledge, or with reasonable cause to believe, that the employee is disqualified.

Part 4 - Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12).

If signing on behalf of the applicant, please state in what capacity.

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	[REDACTED]
Date	17TH MAY 2023
Capacity	SOLICITORS FOR AND ON BEHALF OF THE APPLICANTS

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **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 14) Gosschalks LLP Queens Gardens Hull			
Post town		Postcode	HU1 3DZ
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) [REDACTED]			

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. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports - defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts - are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. 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.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.

6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
9. 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 or the presence of gaming machines.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
14. This is the address which we shall use to correspond with you about this application.
15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be issued to an individual or an individual in a partnership which is not a limited liability partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have the right to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

They do this in one of two ways:

- 1) by providing with this application, copies or scanned copies of the documents which an applicant has provided, to demonstrate their entitlement to work in the UK (which do not need to be certified) as per information published on gov.uk and in guidance.
- 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Home Office online right to work checking service

As an alternative to providing a copy of original documents, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth, will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be shared digitally. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copies of documents as set out above.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

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Licensing

From: [REDACTED]
Sent: 05 June 2023 20:09
To: Licensing; customerservices@ferndown.gov.uk
Cc: [REDACTED]
Subject: [REDACTED] Asda Ferndown Licencing application

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Kathryn

Dear Sir/Madam

May we place on record our concern and dismay regarding the Asda Ferndown Licencing Application. The proposed sale of late night refreshment and supply of alcohol 06.00hrs to 24.00hrs (00.00hrs to 24.00hrs during the month of December) is in total conflict with the primarily residential nature of the Wimborne Road/Beaufoyo Avenue/ Pinewood Road/Milbourne Road neighbourhood; and in particular those properties immediately adjacent to and rear of the new development; plus the new dwellings encompassed within the proposed development will be adversely affected.

Our comments on the Licensing objectives are as follows:

- a) General – no comment
- b) Prevention of Crime and Disorder – the application states that CCTV will be installed but no other measures eg. additional trained staff/alarm systems/direct contact with police etc
- c) Public Safety – the application simply states compliance with health and safety legislation which feels extremely vague and even ‘a cop out.’ A company the size of Asda must surely be able to provide some assurance that public safety will not be compromised.
- d) Prevention of Public Nuisance – nothing stated in the application at all! Where alcohol is concerned (and in particular late night alcohol sales) surely some measures must be put in place! This section appears to completely disregard and dismiss the need to prevent public nuisance in a residential area.
- e) Protection of Children from Harm – no comment.

In summary, we objected to the initial planning application for this development but do understand and accept that planning permission has been granted. However, we strongly object to the Asda Ferndown Licencing Application and urge you to give this your utmost consideration and, as a minimum, reduce the times for the sale of alcohol from 06.00hrs to 22.00hrs which would at least be in line with the closing times of the two takeaway establishments nearby.

I have included Ferndown Town Council in this email to request that **this correspondence is forwarded to all Town Councillors**. If you wish to discuss this matter the best contact number is [REDACTED]

Yours sincerely

[REDACTED]

Sent from [Mail](#) for Windows

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Licensing

From: [REDACTED]
Sent: 01 June 2023 19:10
To: Licensing
Subject: [REDACTED] Asda Express 512-514 Wimborne Road Ferndown Dorset BH 22 9NG
Categories: Kathryn

Dear Sirs

I wish to object to the application for a Premises Licence for the above premises on the grounds of the increased traffic it would cause on the Wimborne Road, the detrimental effects on already existing businesses and the possibility of anti social behaviour arising from the sale of late night refreshments.

The area is already well served by other licensed premises and grocery outlets and does not need more.

Yours faithfully

[REDACTED]

Sent from my iPad

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DORSET COUNCIL

06 JUN 2023

Digital Mail Room

5/6/23

Ref: Proposed Arda Stores Ltd
512-514 Wimborne Rd Ferndown Dorset
BH22 9NG.

Dear Sir/Madam,

I wish to register my objections to the above development:-

- 1/ This will kill local shops who now serve the local people.
- 2/ Ferndown has already sufficient stores to satisfy local demand.
- 3/ Insufficient parking facilities.
- 4/ Will be a meeting place for the local yobs.
- 5/ The long hours of business will cause disturbance to the local neighbourhood.
- 6/ The newspaper gives an excellent service to us locals and we value his business.

7.

7. Please do not allow this development to go ahead, it is totally unnecessary.

Yours faithfully



Licensing

From: [REDACTED]
Sent: 24 May 2023 11:20
To: Licensing
Subject: Reference Proposed Site for Asda 512-514 Wimborne Rd, Ferndown Dorset BH22 9NG

Follow Up Flag: Follow up
Flag Status: Completed

Categories: Kathryn

With Reference to the Proposed Asda Site at the above address, I Strongly Oppose to this-

- 1) We already have a Convenience Store right next door to the Sight.
- 2) With late Night Refreshments This will cause unruly Noise and possible Disturbances.
- 3) Will encourage drunkenness with 24 Hour Sales
- 4) Residents will no doubt suffer unnecessary Noise
- 5) The Current Store is a Small business which could in turn suffer due to the Impact of Sales from Next Door which could in turn lead to this store Closing.
- 6) If Asda do want to go ahead with the store why not turn it into a Clothing /Accessories Store which will be an asset to the Community of Ferndown.

[REDACTED]

Sent from [Mail](#) for Windows

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Licensing

From: [REDACTED]
Sent: 29 May 2023 13:01
To: Licensing
Subject: [REDACTED] Proposed ASDA Express @ 512-514 Wimborne Rd Ferndown.

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Kathryn

Dear Sirs,

I have seen a copy of your note regarding granting ASDA Stores Ltd a licence for the sale of alcohol and refreshments from late at night to the early hours of morning in November and December. What could possibly be the need for the sale of beverages and foodstuff at these hours in a residential area. Surely it will draw undesirable elements from all parts of the Ferndown/Tricketts Cross area with the resultant problems of antisocial behaviour? Also do we really need another supermarket, albeit a small one, in the area? We have already got TESCO, Iceland, Sainsbury and soon to be very much enlarged LIDL, all within walking distance of town. The only difference being they do not dispense alcohol at unreasonable hours of the night. Surely better use of the area would have been for the Council to arrange for the building of affordable flats, rentable from the Council - a much more worthwhile project.

You do not appear to have taken note of SAM Convenience Store, a small independent thriving business, which in all probability, would eventually cease business, unable to compete with the new ASDA. Basically we do not need another supermarket in this area, especially one purveying alcohol late into the night and in the small hours of the morning.

Yours faithfully

[REDACTED]

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Licensing

From: [REDACTED]
Sent: 27 May 2023 10:48
To: Licensing
Cc: Cllr. Cathy Lugg
Subject: [REDACTED] Licensing Application

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Kathryn

34773.17552 Licensing Act 2003 Notice of Application for a premises licence under section 17

I wish to object to this licencing application applied for by Asda Stores for their new Asda Express store 512-514 Wimborne Road BH22 9NG.

There is already a licensee for the sale of alcohol in the form of S.A.M.News next door. Purchase of alcohol at reasonable hours is already provided for. The Asda application:

1. Is therefore unecessary.
2. Seeks to extend the availabiity of alcohol further into unsocial hours for us local residents.
3. Will turn the area into a hub for late night drinkers and risk of civil disturbance.

Asda Express is a new venture. I copy their publicity from their new website in which you will find no mention of alcohol.

“The stores have been designed to cater for a broad range of customer needs – whether that’s popping in for a pint of milk, grabbing a spot of lunch on the go, or buying the fresh ingredients to cook dinner from scratch. We’re confident customers will find everything they need in these stores and enjoy the convenience of having a new type of Asda store on their doorstep.

I urge you to refuse the licence.

Sincerely,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Licensing

From: [REDACTED]
Sent: 31 May 2023 10:53
To: Licensing
Subject: [REDACTED] Asda Express at 512-514 Wimborne Road East, Ferndown BH22 9NG

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Kathryn

Dear Sir,

My wife and I live at [REDACTED] Although our [REDACTED] is in [REDACTED] [REDACTED] run along Wimborne Road East. The hedge is already seen by some as a suitable place to deposit rubbish. Others see [REDACTED] Road as an opportunity for a spot of careless parking when parking on the main road is full.

This area is predominantly residential, with a few small businesses, including three modest food takeaway outlets. All these businesses close at reasonable hours. We feel that the permission for the Asda Express store is already a huge failure of planning and we are concerned about increased traffic, parking, noise, litter and the commercial risk to two small convenience stores - SAM News at 510 Wimborne Road East, as well as the SPAR stores on Ameysford Road.

We are horrified by the proposed extended alcohol licence and the proposed permit for late night refreshment. This seems almost like an incitement to noise and bad behaviour, to the serious inconvenience of residents over quite an area. We cannot see any justification for such a licence and strongly oppose it.

Yours faithfully,

[REDACTED]

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Licensing

From: [REDACTED]
Sent: 31 May 2023 10:41
To: Licensing
Subject: [REDACTED] Licensing application by Asda

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Kathryn

84773.17552LICENSING ACT 2003 NOTICE OF APPLICATIONFOR A PREMISES LICENCE UNDER SECTION 17

I understand that Asda has applied for a licence to sell alcohol from 6a.m. until midnight at 512-514 Wimborne Road , Ferndown, BH22 9NG and for 24 hours a day in December. This seems totally unnecessary in a quiet residential area which already has a licensed shop next door in S.A.M. Newsagents and general store.

It would inevitably change the nature of the area and potentially cause a noise and pollution nuisance outside the flats and houses in the immediate area. It would also adversely affect the Newsagents and general store whose newspaper delivery is extremely helpful for local residents , especially the elderly and less able.

As a local resident I therefore ask that you reject this application.

Sincerely,

[REDACTED]

Sent from [Mail](#) for Windows

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Licensing

From: [REDACTED]
Sent: 08 June 2023 12:08
To: Licensing
Subject: [REDACTED] Re: Asda Wimborne Road objection
Attachments: image003.png
Categories: Kathryn

Crime and disorder

On Mon, 5 Jun 2023, 13:45 Licensing, [REDACTED] wrote:

Dear [REDACTED]

Thank you for your e-mail regarding the Asda Express Store on Wimborne Road, for a representation to be relevant it must relate to any of the four licensing objectives, and these are, Crime and Disorder, Prevention of Public Nuisance, Protection of Children from Harm and Public Safety.

The comments regarding the number of other similar premises in the area cannot be taken into account as each application is considered on its own merits.

The point you have raised about the effect on the long licensing hours will have on the surrounding community, I would be grateful if you could elaborate on how the licence, if granted, would have an affect on the surround community.

I have put the links to the [Section 182 Guidance of Licensing Act 2003](#) , the [Licensing Act 2003](#) and Dorset Council's [Statement of Licensing Policy](#) to assist you with your representation.

Please let me know if you have any questions.

Many thanks

Kathryn Miller
Senior Licensing Officer
Place Services

Dorset Council

[Redacted]

dorsetcouncil.gov.uk



From: [Redacted]

Sent: Saturday, June 3, 2023 11:23 AM

To: Licensing [Redacted]

Subject: Asda Wimborne Road objection

I object to the effect on the already established business next door.

Furthermore I am extremely concerned at the effect the long licensing hours will have on the surrounding community.

Another food /supermarket outlet in the area ! I feel we have enough choice here in Ferndown already!

This e-mail and any files transmitted with it are intended solely for the use of the individual or entity to whom they are addressed. It may contain unclassified but sensitive or protectively marked material and should be handled accordingly. Unless you are the named addressee (or authorised to receive it for the addressee) you may not copy or use it, or disclose it to anyone else. If you have received this transmission in error please notify the sender immediately. All traffic may be subject to recording and/or monitoring in accordance with relevant legislation. Any views expressed in this message are those of the individual sender, except where the sender specifies and with authority, states them to be the views of Dorset Council. Dorset Council does not accept service of documents by fax or other electronic means. Virus checking: Whilst all reasonable steps have been taken to ensure that this electronic communication and its attachments whether encoded, encrypted or otherwise supplied are free from computer viruses, Dorset Council accepts no liability in respect of any loss, cost, damage or expense suffered as a

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Licensing

From: [REDACTED]
Sent: 31 May 2023 11:04
To: Licensing
Subject: [REDACTED] 512-514 Wimborne Road East Application

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Kathryn

Dear Sirs

I wish to oppose the granting of a licence to Asda Stores Limited to sell alcoholic beverages at the above premises.

The area is presently serviced by S.A.M. Convenience Store at 510 Wimborne Road East, of which I am a very regular customer, who have a range of alcoholic beverages for sale together with a grocery and magazine/papers section.

The S.A.M. store caters very well for the area which does not require a further similar ASDA store whose late opening hours, particularly during December, raises the possibility of late night disturbances.

I request this Application by ASDA Stores be denied.

Yours faithfully

[REDACTED]
[REDACTED]
[REDACTED]

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Licensing

From: [REDACTED]
Sent: 06 June 2023 19:15
To: Licensing
Subject: [REDACTED] Comment regarding application-Asda Ferndown.

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Kathryn

Good evening

I am writing to strongly object to the licensing application by ASDA Ferndown.

I am a home owner in the near vicinity of the application and am very concerned regarding the late hours license being requested. A business whose principle hours of business are late at night is not compatible with this location.

I am also objecting due to the request being made for a store immediately next door to an existing store with an alcohol license - I don't understand why an adjacent store would be permitted to be issued with a license.

The reasons for my objection linked to the licensing objectives are:

1-the prevention of crime and disorder - the late licensing of the store will lead to increased activity within a residential area late at night, close to playing fields and a number of schools. Increasing alcohol consumption in a residential area will lead to increased potential for criminal activity and disorder

2 - the prevention of a public nuisance - the late licensing will lead to increased activity on foot and by vehicles to the store late at night causing an increase in noise and disturbance to local residents within the residential area

3 -public safety - the late licensing will lead to increased activity in a residential area leading to an increased risk to the public

4 - protection of children from harm - the late licensing is being requested next door to an existing store with a licence, in a residential area and also close to the Ferndown First, Middle and Upper schools, recreation field and leisure centre putting children at risk from exposure to alcohol.

I object also due to the number of licensed stores currently within the vicinity and question why a further licence would be granted. These are:

- SAM convenience store - next door to application

- Londis on Ameysford Road
- Central stores at petrol station further on Wimborne Road East
- Sainsburys Ferndown
- Tesco Ferndown
- convenience store Victoria Road
- Mccolls Tricketts cross

I hope this strong objection is taken into account and that this license is refused on the grounds above.

Best wishes,

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