

Report of the head of licensing and registration

Report to the licensing sub committee

Date: 7th November 2011

**Subject: Application for the grant of a premises licence for Tesco Stores Ltd,
Bradford Road, East Ardsley, Wakefield, WF3 2JA**

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s):	Ardsley & Robin Hood	
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If relevant, Access to Information Procedure Rule number:		
Appendix number:		

Summary of main issues

1. This is an application for the grant of a premises licence for Tesco Stores Ltd, Bradford Road, East Ardsley, Wakefield, WF3 2JA.
2. The application is for the Sale of Alcohol Everyday from 06:00 hours to 00:00 hours. The Premises is currently licensed for the Sale of Alcohol from 06:00 hours to 23:00 hours however, rather than varying the existing licence a new application has been submitted.
3. Responsible authorities have been served with copies of the application and Ward Members have been notified of the application.

Recommendations

The committee is asked to:

4. to consider the application and any relevant representations.
5. Take any of the steps detailed at 5.2, if any, they consider necessary for the promotion of the licensing objectives.

1.0 Purpose of this Report

- 1.1 To advise Members of an application made under section 17 of the Licensing Act 2003 ("the Act") for a premises licence in respect of the above mentioned premises.
- 1.2 Members are required to consider this application due to the receipt of representations.

2 Background Information

- 2.1 This is an application for the grant of a premises licence however, the premises does currently have the benefit of a premises licence for the sale of alcohol every day from 06:00 - 23:00 for consumption off the premises.

The applicant did not choose to vary the existing premises licence alternatively a new application has been applied for. Should the application be granted as requested, the existing premises licence in force at the site will be surrendered.

3 Main Issues

- 3.1 The applicant is Tesco Stores Ltd,
- 3.2 The location of the premises can be found on the maps attached as Appendix A.
- 3.3 A copy of the application is attached as Appendix B to this report. For the assistance of members, the Operating Schedule shows:

3.3.1 Proposed licensable activities

Sale by retail of alcohol

3.3.2 Proposed hours of licensable activities

The proposed hours of licensable activities are as follows:

Sale by retail of alcohol

Every Day 06:00 - 00:00

3.3.3 Proposed times when the premises is open to the public

The premises propose to open to the public between the following hours

Everyday 06:00 - 00:00

3.3.4 Steps to promote the licensing objectives

The applicant proposes to take the steps identified in section "P" of the application form to promote the licensing objectives.

3.4 Proposed Designated Premises Supervisor

Kerry Cooper is nominated as the Designated Premises Supervisor.

3.5 Relevant Representations

3.5.1 Under the Act representations can be received from responsible authorities or interested parties. Representations must be relevant and, in the case of an interested party, must not be frivolous or vexatious.

- West Yorkshire Police
Members are invited to consider Appendix C of this report.

3.5.2 Representations have been received from interested parties. Members are invited to consider Appendix D of this report.

3.6 Matters Relevant to the Application

3.6.1 Members of the Licensing Sub Committee must make decisions with a view to promoting the licensing objectives which are:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

3.6.2 In the making of their decision Members are obliged to have regard to the national guidance and the council's licensing policy. Members will be aware they must also have regard to the relevant representations made and evidence they hear.

4 Corporate Considerations

4.1 Consultation and engagement

4.1.1 The application was subject to a 28 days consultation period in accordance with the Licensing Act 2003. Blue site notices were placed by the applicant on the premises and these were checked by Liaison and Enforcement Officers during the consultation period. The application was advertised in a newspaper circulating in the local area. Representations received during this 28 day consultation.

4.2 Equality and Diversity / Cohesion and Integration

4.2.1 The council has adopted a Statement of Licensing Policy which sets out the principles the council will use to exercise its functions under the Licensing Act 2003 and in which care has been taken in matters of equality, diversity and human rights. This policy is reviewed every three years. The council has completed equality, diversity, cohesion and integration screening and impact assessments with regards to the consultation process undertaken during the review of the policy.

4.3 Council Policies and City Priorities

4.3.1 When determining an application the licensing sub committee must have regard for the Licensing Act 2003 Statement of Licensing Policy which sets out the principles the council will use to exercise its functions under the Licensing Act 2003. Applicants are expected to read the policy before making their application and the council will refer to the policy when making its decisions.

4.3.2 The licensing regime contributes to the following aims:

By 2030, Leeds will be fair, open and welcoming

- Local people have the power to make decisions that affect them
- There is a culture of responsibility, respect for each other and the environment
- Our services meet the diverse needs of our changing population
- Everyone is proud to live and work

By 2030, Leeds' economy will be prosperous and sustainable

- Opportunities to work with secure, flexible employment and good wages

By 2030, all Leeds' communities will be successful

- Communities are safe and people feel safe

4.3.3 The licensing regime contributes to the following city priorities:

Best city... for communities:

- Reduce crime levels and their impact across Leeds
- Effectively tackle and reduce anti-social behaviour in communities

4.4 Resources and Value for Money

4.4.1 The licensing process, including the licensing sub committee, generates a cost to the council. The majority of these costs are covered by the application fee. The fees are set by Statute, and there is little option to increase the fee to cover all the cost. However, the Police Reform and Social Responsibility Bill, due to receive Royal assent in November 2011, may allow local authorities to set their own fees in the future based on full cost recovery.

4.5 Legal Implications, Access to Information and Call In

4.5.1 Applicants and people making representations are able to challenge the licensing sub-committee's decision by appealing to the Magistrates Court. Legal advice is provided during the sub committee hearing and during deliberations to mitigate the risk to the council.

4.6 Risk Management

4.6.1 Full training and legal advice is provided to members sitting on Licensing Sub Committee in order to mitigate the risk of legal challenge.

5 Conclusions

- 5.1 An application has been received under the Licensing Act 2003 which is brought before a licensing sub committee for determination.
- 5.2 The licensing sub-committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives:
- Grant the application as requested.
 - Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
 - Refuse to specify the said person as the designated premises supervisor.
 - Reject the whole or part of the application.
- 5.3 Members of the licensing sub committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.

6 Recommendations

The committee is asked to:

- Consider the application and any relevant representations
- Take any of the steps detailed at 5.2, if any, they consider necessary for the promotion of the licensing objectives.

7 Background Papers

- 7.1 Guidance issued under s182 Licensing Act 2003
- 7.2 Leeds City Council Licensing Policy



Key

- - Non-Premises Licence / Terminated Licence
- - Private Members Club
- * - Community Premises (With Alcohol)
- ☆ - Community Premises (Without Alcohol)
- ◆ - Entertainment Only
- ❖ - Outdoor Space – High Capacity
- ⊕ - Late Night Refreshment
- ▲ - Off Licence
- - On Licence (Primary Use)
- - On Licence (Secondary Use)

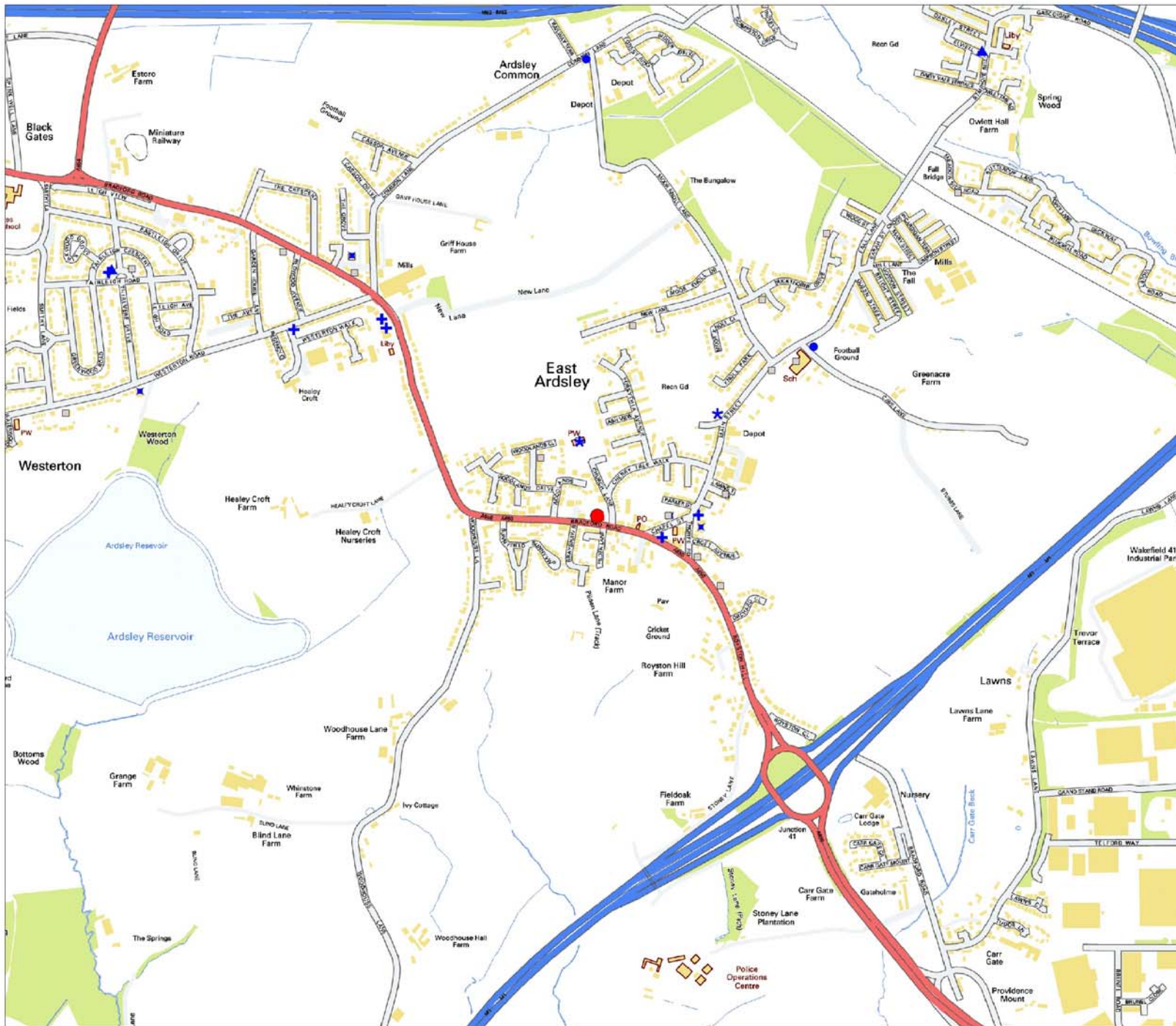
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Title:	PREM/03081/001 Tesco Stores Ltd
Sub Title:	Bradford Road, East Ardsley, WF3 2JA
Date:	26 October 2011
Scale:	1:1500





Key

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Title:	PREM/03081/001 Tesco Stores Ltd
Sub Title:	Bradford Road, East Ardsley, WF3 2JA
Date:	26 October 2011
Scale:	1:10000



APPENDIX B

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

3081/001

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/We	Tesco Stores 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			
Tesco Stores Ltd Bradford Road East Ardsley Leeds		<div style="border: 2px solid black; padding: 5px; display: inline-block;"> ENTERTAINMENT LICENSING 15 SEP 2011 RECEIVED </div>	
Post town	West Yorkshire	Post code	WF3 2JA

Telephone number at premises (if any)	-
Non-domestic rateable value of premises	Not Yet Assessed, but enclosing cheque for £315.00 to cover fee

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as
Please tick yes

a) an individual or individuals *		please complete section (A)
b) a person other than an individual *		
i. as a limited company	X	please complete section (B)
ii. as a partnership		please complete section (B)
iii. as an unincorporated association or		please complete section (B)
iv. other (for example a statutory corporation)		please complete section (B)
c) a recognised club		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	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	X
• 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	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				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	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				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 Tesco Stores Ltd
Address Tesco House Delamare Road Cheshunt Waltham Cross Herts EN8 9SL
Registered number (where applicable) Company Number: 00519500
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) 01707 298345
E-mail address (optional) licensing.team@uk.tesco.com PLEASE NOTE THIS EMAIL ADDRESS HAS RECENTLY CHANGED.

Part 3 Operating Schedule

When do you want the premises licence to start?	Day As soon as possible Month Year
If you wish the licence to be valid only for a limited period, when do you want it to end?	Day Month Year

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

Retail premises (supermarket) selling a range of goods and services. This includes the sale of alcohol for consumption off the premises. Sales of alcohol for consumption off the premises are made from the supermarket sales floor as shown on the enclosed plan.

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

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)

<u>Provision of regulated entertainment</u>	<u>Please tick yes</u>
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)	
<u>Provision of entertainment facilities:</u>	
i) making music (if ticking yes, fill in box I)	
j) dancing (if ticking yes, fill in box J)	

k)	entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)	
Provision of late night refreshment (if ticking yes, fill in box L)		
Supply of alcohol (if ticking yes, fill in box M)		X

In all cases complete boxes N, O and P

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	
					Outdoors	
					Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
			State any seasonal variations for performing plays (please read guidance note 4)			
Tue						
			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)			
Wed						
Thur						
Fri						
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	
				Outdoors	
				Both	
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)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			

D

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

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Wed					
Thur			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 5)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 3)		
Tue			State any seasonal variations for the performance of dance (please read guidance note 4)		
Wed			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 5)		
Thur					
Fri					
Sat					
Sun					

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u></p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	
Mon				Outdoors	
				Both	
Tue			<p><u>Please give further details here</u> (please read guidance note 3)</p>		
Wed					
Thurs			<p><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)</p>		
Fri					
Sat			<p><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)</p>		
Sun					

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing		
			Will the facilities for making music be indoors or outdoors or both – please tick (please read guidance note 2)		Indoors
			Outdoors		
			Both		
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Tue					
			Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Wed					
Thurs					
Fri					
Sat					
Sun					

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors	
				Outdoors	
				Both	
			Please give a description of the facilities for dancing you will be providing		
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed					
Thurs					
Fri					
Sat					
Sun					
			State any seasonal variations for providing dancing facilities (please read guidance note 4)		
			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	
Mon				Outdoors	
				Both	
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thurs					
Fri			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Sat					
Sun					
			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		

L

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	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thurs					
Fri			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 5)		
Sat					
Sun					

M

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				
				Off the premises	X			
				Both				
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) N/A					
Mon	0600	2400						
Tue	0600	2400						
Wed	0600	2400						
Thur	0600	2400						
Fri	0600	2400						
Sat	0600	2400						
Sun	0600	2400						
						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)		

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

Name Kerry Cooper
Address 96 Love Lane Pontefract West Yorkshire
Postcode WF8 4EQ
Personal Licence number (if known) MANS011818
Issuing licensing authority (if known) Mansfield District Council

N

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)

N/A

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) N/A
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 5) N/A
Mon	0600	2400	
Tue	0600	2400	
Wed	0600	2400	
Thur	0600	2400	
Fri	0600	2400	
Sat	0600	2400	
Sun	0600	2400	

P 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)

We are a national retailer that sells alcohol as part of a broad offering of goods and services. We have held off-licences in our stores for many years and are an approved British Institute of Inn-keeping examination centre. We have written training policies and formal training programmes are in place, which ensure our people are equipped to meet all licensing objectives. All training and revision/refresher materials are reviewed regularly. All stores currently comply with our 'Think 25' policy, this is brought to customer's attention through point of sale material within the store. We take legal compliance very seriously and in addition to local training we employ a central alcohol licensing compliance manager and have a compliance committee.

b) The prevention of crime and disorder

The premises will have digital CCTV system that covers many areas of the shop floor, including the proposed area which will be used for beer and wine, should we be successful with our application. Images will be retained for a minimum of 21 days and made available on enforcement request. Ordinarily, a member of the Management team will be on the premises all the time the store is open. A person will have responsibility for the premises whilst the premises are open.

c) Public safety

A person will have responsibility for the premises whilst the premises are open. Management will be trained to support the running of the premises including looking after our customers and staff. The store will adhere to all rules and regulations relating to public safety.

d) The prevention of public nuisance

We intend to be an active member of the community.
We welcome the opportunity to liaise with Police and enforcement authorities should the need arise.

e) The protection of children from harm

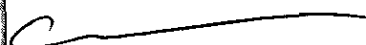
All staff will be trained and regularly refreshed in the corporate 'Think 25' Policy. Staff will be trained to look at the customer and 'Think 25' when selling alcohol.
A till prompt will appear on the initial sale of alcohol that will remind the seller of their responsibilities including not to sell alcohol to anyone under the age of 18.
The store will display signage around the premises informing both staff and customers of our 'Think 25' policy on alcohol.

		Please tick yes
<input type="checkbox"/>	I have made or enclosed payment of the fee	X
<input type="checkbox"/>	I have enclosed the plan of the premises	X
<input type="checkbox"/>	I have sent copies of this application and the plan to responsible authorities and others where applicable	X
<input type="checkbox"/>	I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable	X
<input type="checkbox"/>	I understand that I must now advertise my application	X
<input type="checkbox"/>	I understand that if I do not comply with the above requirements my application will be rejected	X

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	13/9/11
Capacity	Greg Bartley - Licensing Manager

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)

Greg Bartley
Licensing Team, Tesco Stores Ltd, Cirrus Building C, Shire Park

Post town	Welwyn Garden City	Post code	AL7 1ZR
Telephone number (if any)	01707 298348		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			
licensing.team@uk.tesco.com			

Consent of individual to being specified as designated premises supervisor

I, [Insert full name of applicant] KERRY COOPER [Date of Birth] 29/8/85

of

96 LOVE LANE
PONTERRACT
WEST YORKSHIRE
[Insert full home address and postcode] WF8 4EQ

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for varying a premises licence to specify an individual as designated premises supervisor under section 37 of the Licensing Act 2003 by Tesco Stores Ltd relating to a premises licence:

[Insert existing Premises Licence Number if any]

for

TESCO EXPRESS ALOSLEY
BRAOFORD ROAD
WAKEFIELD
WF3 2JA
[Insert name and address of premises to which the application relates] 5462

and any premises licence to be granted or varied in respect of the application made by Tesco Stores Ltd concerning the supply of alcohol at the above premises.

I also confirm that I currently hold a personal licence, details of which I set out below.

Personal licence number

[Insert personal licence number, if any] MANS011818

Personal Licence issuing authority

MANSFIELD DISTRICT COUNCIL

Signed



Name (Please Print)

KERRY COOPER

Date

13/9/11



Provision of Portable Fire-Fighting Equipment at Tesco Stores

General

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

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

Suitability

Imprex Foam Extinguisher

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

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

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

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

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

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

Carbon Dioxide Extinguisher

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

Additionally fire blankets are available in cooking areas.

Location

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

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

Allocation of Fire Fighting Equipment

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

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

Allocation of Safety Signs and Notices

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

**Licensing Department**

Millgarth Police Station
Millgarth Street
Leeds
LS2 7HX

Leeds District Licensing Department

Tel: 0113-2413072
Fax: 0113-2413123
Email: catherine.arkle@westyorkshire.pnn.police.uk

Your ref:

Our ref:

13th October 2011

Greg Bartley
Licensing Team
Tesco Stores Ltd
Cirrus Building C
Shire Park
Welwyn garden City
AL7 1ZR

cc. Entertainment Licensing Section, Leeds City Council, Civic Hall, Leeds, LS1 1UR

RE: TESCO STORES LTD, BRADFORD ROAD, EAST ARDSLEY, WAKEFIELD, WF3 2JA
APPLICATION FOR A PREMISES LICENCE – LICENSING ACT 2003:
POLICE – LETTER OF REPRESENTATION – ‘QUALIFIED’ OBJECTION:

Thank you for submitting your application for the above premises. We are aware that a premises licence already exists for this location, PREM 02779, and that effectively this application is for another premises licence. Should this application be granted we would wish for the existing premises licence to be surrendered to avoid any confusion over times or conditions.

West Yorkshire Police are of the opinion that your application contains insufficient information about how you intend to meet the licensing objectives.

We therefore confirm that we are submitting a formal representation against your application on the grounds of:-

1. the prevention of crime & disorder
2. the prevention of public nuisance
3. the protection of children from harm
4. public safety

However, West Yorkshire Police are also of the opinion that the said objectives could be met should you be prepared to incorporate certain identified measures within your operating schedule as conditions, in **addition** to what you may have offered in your application.

Please find enclosed a document which at **Part 1** contains the suggested measures which this authority considers are proportionate and appropriate to the nature of your application.

NOT PROTECTIVELY MARKED

Should you be in agreement with the suggested measures then please signify this by completing and signing **Part 2** of the enclosed form and return the complete document to this office as soon as possible. Upon receipt of your consent at **Part 2**, it will be taken that you signify your wishes for the licensing authority to amend your operating schedule to incorporate the proposed measures as conditions.

Alternatively should you disagree with the proposed measures, then please complete **Part 3** and again return the complete document to this office as soon as possible.

PART 1 - to be completed by the Responsible Authority:

West Yorkshire Police propose the following control measures / conditions under the Licensing Act 2003 (in addition to those that you may have already offered), for the premises:-

**TESCO STORES LTD
BRADFORD ROAD
EAST ARDSLEY
WAKEFIELD
WF3 2JA**

Having considered the application under the Licensing Act 2003 for the above premises, West Yorkshire Police considers that the following measures are relevant, proportionate and necessary in order to promote the following licensing objectives:-

- the prevention of crime & disorder
- the prevention of public nuisance
- the protection of children from harm
- public safety

Measures / Additional measures proposed:

- A suitable Closed-Circuit Television (CCTV) system will be operational at the premises at all times when licensable activities are being carried out and at any other times where members of the public are present on the premises
- The CCTV system will be of a satisfactory resolution quality which will enable the identification of persons and activities, and other fine details such as vehicle registration number plates.
- The CCTV system will have sufficient storage retention capacity for a minimum of 31 days' continuous footage which will be of good quality.
- A designated member / members of staff at the premises will be authorised to access the CCTV footage and be conversant with operating the CCTV system. At the request of an authorised officer of the Licensing Authority or a Responsible Authority (under the Licensing Act 2003) any CCTV footage, as requested, will be downloaded immediately or secured to prevent any overwriting. The CCTV footage material will be supplied, on request, to an authorised officer of the Licensing Authority or a Responsible Authority.
- The PLH/DPS staff will ask for proof of age from any person appearing to be under the age of 25 who attempts to purchase alcohol at the premises.
- The PLH/DPS will ensure that an Incident Report Register is maintained on the premises to record incidents such as anti social behaviour, admissions refusals and ejections from the premises.
- The Incident Report Register will be produced for inspection immediately on the request of an authorised officer.

NOT PROTECTIVELY MARKED

NOT PROTECTIVELY MARKED

West Yorkshire Police are satisfied that the proposed measures are not adequately dealt with by other legislation.

By signing the declaration enclosed overleaf at **Part 2**, the applicant agrees to incorporate the proposed measures as conditions within the Operating Schedule for the said premises.

Upon the satisfactory completion of the declaration, West Yorkshire Police will provide notice to the Licensing Authority that our representation is withdrawn in accordance with schedule 10(a) of the Licensing Act 2003 (Hearings) Regulations 2005.

PC Cath Arkle
Divisional Licensing Officer
City & Holbeck

NOT PROTECTIVELY MARKED

NOT PROTECTIVELY MARKED

PART 2 – to be completed by the applicant or applicant’s representative:

Consent for all proposed control measures / conditions under the Licensing Act 2003.

Name & Address of Premises:

**TESCO STORES LTD
BRADFORD ROAD
EAST ARDSLEY
WAKEFIELD
WF3 2JA**

I / We

confirm that I am / we are the applicant / the applicants representative (delete as appropriate) for the premises as stated above.

In signing this document-:

- I / we agree with the measures proposed by West Yorkshire Police,
- I / we provide our consent for the Licensing Authority to incorporate the said measures into the operating schedule for the stated premises as conditions, and furthermore,
- I / we confirm the premises will then operate in accordance with those conditions agreed to.

Signed:

Dated:

NOT PROTECTIVELY MARKED

PART 3 – to be completed by the applicant or applicant’s representative:

Proposed control measures / conditions under the Licensing Act 2003

Name & Address of Premises:

**TESCO STORES LTD
BRADFORD ROAD
EAST ARDSLEY
WAKEFIELD
WF3 2JA**

I / We

confirm that I am / we are the applicant / the applicants representative (delete as appropriate) for the premises as stated above.

I / We formally advise that we are not prepared to accept the proposed measures as suggested by the West Yorkshire Police.

In this instance we understand that West Yorkshire Police will maintain their representation to my /our application, which will now proceed to a hearing before the Licensing Sub-Committee, at which I / we will be required to attend.

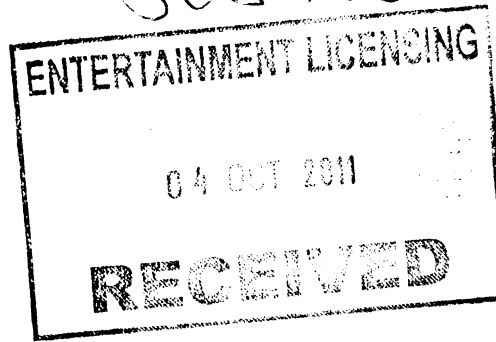
Signed:

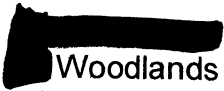
Dated:

MAN.

APPENDIX D

Tel:01924 870414




Woodlands
East Ardsley
Wakefield
WF3 2JG

The Licensing Officer
Entertainment Licensing
Civic Hall
Leeds LS1 1UR

3rd October 2011

Dear Sir/Madam

Licence Application: Tesco Stores Ltd, Bradford Road, East Ardsley, WF3 2JA

I refer to the letter I received dated 23rd last, regarding the application for extended hours for the sale of Alcohol.

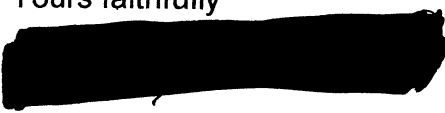

I am sure you will appreciate, that generally Tesco Stores are more remote from domestic housing due to the very large parking area.

The one situated on Bradford Road is closely surrounded by housing. I have no objection to the present licensing hours, but, I strongly object to extending them. Residents are generally in bed by midnight. The sale of alcohol and possible consuming on the street, may cause disturbance.

The increase in alcohol consumption is of concern to all and I think we should do our best to discourage it.

The Bradford Road store is quite small and limited for stock. If the extended hours are granted and alcohol sales increase, it could end up being a petrol and drinks store only.

Yours faithfully

Richardson, Adele

From: [REDACTED]
Sent: 08 October 2011 17:40
To: Entertainment Licensing
Cc: Renshaw, Cllr Karen; Mulherin, Cllr Lisa; Dunn, Cllr Jack
Subject: Licence application; Tesco Stores Ltd. Bradford Road, East Ardsley, WF3 2JA

Dear Sirs,

I wish to register an objection to the above licence application for the sale of alcohol between the hours of 06.00-00.00 daily, for the following reasons:

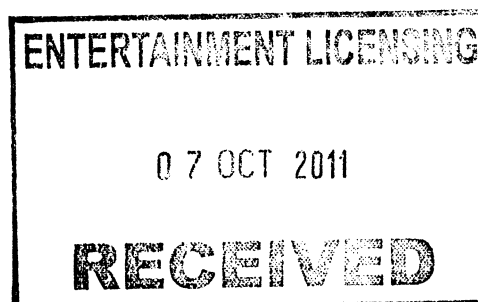
1. Alcohol is already sold at this store between 06.00 and 23.00 and I believe that a period of 17 hours is sufficient for anyone to buy alcohol and an additional hour is just not necessary. Simply, we question why anyone should want to be buying alcohol so late at night - surely 17 hours prior to 23.00 is sufficient?
2. Since the Tesco store opened we have had to endure increased noise, both from vehicles and from people and this has seriously affected our quality of life and we no longer are able to enjoy the peace and quiet of our village.
3. We believe that by increasing the hours for the sale of alcohol the noise and disturbance can only get worse and it is unacceptable that we should have this up to midnight and potentially beyond.
4. There are already problems with people congregating near to the store, drinking and generally causing excessive noise
5. Again we believe that this will be further encouraged by the extension of sale hours and that the people concerned are likely to remain in the vicinity, causing further disturbance.
6. We fear that the Tesco store will become known as the only local store where alcohol can be purchased up to midnight - this is likely to result in more people visiting the store late at night - again with increased noise - both vehicular and pedestrian.
7. Tesco are typically putting profits before people, despite their boasting of caring for the environment.

For the above reasons we ask that you consider the residents of this village, who already have enough to put up with and that you refuse the application .

Yours sincerely

[REDACTED]
Woodlands
East Ardsley
WF3 2JG

Yours



Richardson, Adele

From: [REDACTED]
Sent: 05 October 2011 08:52
To: Entertainment Licensing
Subject: tesco stores EAST ARDSLEY
RE TESC STORES EAST ARDSLEY WF3 2JA

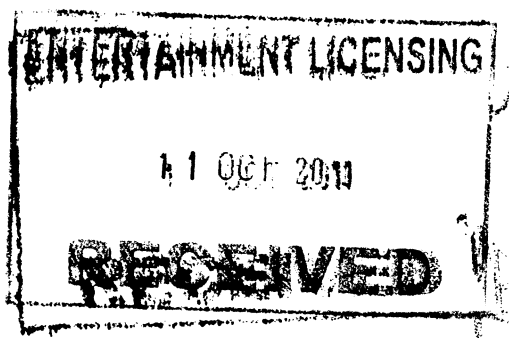
WE ARE STRONGLY OBJECTED TO THE EXTENDED LICENSING HOURS AT THE ABOVE STORE. WE ALREADY HAVE PROBLEMS WITH LITTER AND YOUTHS HANGING AROUND AT THE BOTTOM OF CHERRY TREE WALK AND FEEL THIS WOULD GET WORSE.

THE EVEN BIGGER PROBLEM IS THE INCREASE IN TRAFFIC AT AN ALREADY DANGEROUS JUNCTION. THE TRAFFIC FROM TESCO SEEM TO THINK THEY HAVE PRIORITY OVER TRAFFIC THAT HAS BEEN WAITING MINUTES TO GET OUT OF CHERRY TREE WALK. THERE HAVE BEEN NUMEROUS NEAR MISSES AND IT DOESNT HELP WHEN PEOPLE PARK ON THE MAIN ROAD BOTH SIDES OF THE JUNCTION. THERE IS ALSO A BUS STOP BETWEEN THE IN AND OUT OF THE GARAGE. ITS CHAOS AT TIMES.

[REDACTED]
CHERRY TREE WALK
EAST ARDSLEY
WF3 2HS

ENTERTAINMENT LICENSING
05 OCT 2011
RECEIVED

3081/001



Woodlands
East Ardsley
WF3 2JG

SCANNED

Dear Sir

11 OCT 2011

Regarding the application for a new Premises Licence at Tesco Stores Ltd, Bradford Road, East Ardsley for the sale of alcohol every day from 06:00 – 00:00.

We are firmly of the opinion that this application should most definitely be rejected and that the existing hours are more than adequate.

Since Tesco opened here there has been a significant increase in litter in and around Church Lane. We regularly pick up empty beer cans and various bottles. There is frequent alcohol -induced. anti-social behaviour from groups of youths which congregate by St Michael's Church lych-gate. The Vicar is aware of this problem and has asked the Community Police to monitor this but obviously they have a big area to cover.

Extending the hours as in the application would no doubt add to the problems. We strongly feel that it is completely unnecessary and totally unacceptable. After all, why do we need alcohol to be available at 6:00am?

Yours

[Redacted signature]

Richardson, Adele

From: [REDACTED]
Sent: 03 October 2011 20:33
To: Entertainment Licensing
Cc: Renshaw, Cllr Karen; Mulherin, Cllr Lisa; Dunn, Cllr Jack
Subject: Tesco Licence Application - WF3 2JA

Reference the Licence Application: Tesco Stores Ltd., Bradford Road, East Ardsley, WF3 2JA

I wish to register my objections with regard to the above mentioned application by Tesco to sell Alcohol at the above premises.

I personally do not agree with alcohol being sold by supermarkets at all; the low prices offered for the sale of alcohol is a significant contributory factor to the scourge of 'binge drinking' and it's associated problems of antisocial behaviour.

With reference to this specific application, the availability of alcohol which can be purchased late into the evening is totally unacceptable within an area which is largely residential. Without doubt it will lead to unacceptable behaviour, language and noise by prospective customers which will affect residents adversely. Far too often these days commercial enterprise is given preference over residential security, safety and peace of mind. Let us try this time to give due concern to the people who have to live alongside this commercial centre.

I often shop late at night - for this reason I have no problem with the supermarket being available for general purchases - but if I shop at the Morley branch of Asda, I am often amazed and appalled at not only the number of youths and adolescents which visit the outlet late at night for the sole purpose of buying liquor. They purchase vast quantities and can be seen doing so during any night of the week or the weekend. Also, often the behaviour and language of these people is unacceptable; - Asda is situated away from residents - the Tesco we are discussing here is right at the heart of the residential community.

I trust that you will give consideration to my concerns on this matter as you decide what action to take.

Your faithfully

[REDACTED]
[REDACTED] Woodlands Drive
East Ardsley
Wakefield
West Yorks
WF3 2JQ



White, Emma

From: [REDACTED]
Sent: 12 October 2011 14:22
To: Entertainment Licensing

Subject: Alcohol license extension - Tesco Express, East Ardsley

I have tried to submit my comments via the on line function - but it does not seem to have worked. Today is the last day of appeal/objection so I would like the following facts to be considered.

[REDACTED]
 [REDACTED] I have many concerns about Tesco continuing to see alcohol until 12am. Please see my comments below;

1. Bradford Road already has problems on a Friday and Saturday evening in terms of members of the public who are drunk and disorderly. Many times, after 11pm, people are seen (primarily heard) screaming, shouting and generally behaving in an anti-social manner due to the consumption of alcohol at the Bay Horse public house. My concern is that the situation will be exacerbated by the

sale of more alcohol, resulting in youths gathering outside Tesco and potentially intimidating local residents.

2. Littering is an issue for me already (which I am speaking to the highways dept about with regards to possible fencing). With the additional access to alcohol I am concerned that the number of bottles and cans thrown into mine and neighbouring gardens will become intolerable. There is a bus stop adjacent to my garden and I fear that this will also become a place for youths to gather and drink alcohol and discard any 'empties' near to or actually on my land.

3. Use of the tannoy. The use of the loudspeaker pa system is already tantamount to a joke. It is used for staff to 'speak to each other', crack jokes, sing. I have heard it all. Surely there should be some guidelines to the use of this (noise pollution)? There doesn't seem to be any boundaries as to when it can be used either. After 10pm, Sunday morning. I have heard it used at all times and can very clearly hear what is being said due to the number of decibels it emits. Can Tesco not issue guidelines to staff that it is only to be used in certain times due to certain work related circumstances? My concern is that with alcohol being sold, the staff may use it more frequently due to the behaviour of certain clientele as a direct result of consuming the alcohol purchased and behaving inappropriately nearby.

4. Increased abusive behaviour and noise levels. At the majority of premises selling alcohol, youths tend to congregate. Whilst we do have avenues to combat crime and anti-social behaviour, I am sure the Police have better things to do than 'move along' a group of intimidating youths from outside a petrol station. As a single woman living alone - I feel secure at present visiting Tesco in the evening. I worry that this may change with the additional sale of alcohol until 12am.



12/10/2011