

AGENDA

LICENSING ACT 2003 SUB COMMITTEE MEETING



Date: Friday 11 May 2012
Time: 10.00 am
Venue: Town Hall, High Street,
Maidstone

Membership:

Councillors Mrs Gibson, Naghi and Parvin

Legal Representative: Mrs Jayne Bolas

Page No.

1. Disclosures by Members and Officers
2. Disclosures of Lobbying
3. To consider whether any items should be taken in private because of the possible disclosure of exempt information
4. Report of the Democratic Services Manager - Application for a Premises Licence under the Licensing Act 2003 for Shell Tamarisk, Linton Road, Loose, Maidstone, Kent, ME15 0AT 1 - 41

Continued Over/:

Issued on 1 May 2012

The reports included in Part I of this agenda can be made available in **alternative formats**. For further information about this service, or to arrange for special facilities to be provided at the meeting, **please contact LORRAINE NEALE on 01622 602028**. To find out more about the work of the Committee, please visit www.maidstone.gov.uk

**Alison Broom, Chief Executive, Maidstone Borough Council,
Maidstone House, King Street, Maidstone Kent ME15 6JQ**

Agenda Item 4

Agenda Item No: 1 - Summary of Report

Licence Reference 12/00908/LAPR
Report To: LICENSING SUB – COMMITTEE
(UNDER THE LICENSING ACT 2003)

Date: 20TH APRIL 2012

Report Title: SHELL TAMARISK
LINTON ROAD
LOOSE
MAIDSTONE
KENT
ME15 0AT

Application for: A premises licence to be granted under the
Licensing Act 2003

Report Author: Lorraine Neale

Summary:

1. The Applicants – SHELL UK OIL PRODUCTS LIMITED
2. Type of authorisation applied for: a premises licence under the Licensing Act 2003, S17.
3. Proposed Licensable Activities and hours:

L)	Late Night Refreshment	Monday to Sunday	23:00 to 05:00
M)	Supply of alcohol; on the premises	Monday to Sunday	00:00 to 24:00
O)	Opening Hours	Monday to Sunday	00:00 to 24:00

Affected Wards: Loose Ward

Recommendations: **The Committee is asked to determine the application and decide whether to grant a licence.**

Policy Overview: The decision should be made with regard to the Secretary of State's Guidance and the Council's Statement of Licensing Policy under the Licensing Act 2003. Where the decision departs from Policy or Guidance the departure must be directed solely at the attainment of the licensing objectives, and that such departure be supported by proper reasons.

Financial Implications: Costs associated with processing the application are taken from licensing fee income.

Other Material Implications: **HUMAN RIGHTS:** In considering this application it is necessary to consider the rights of both the applicant and other parties, such as “**responsible authorities**” and/or “**interested parties**” (objectors). The procedure for determining licences has a prescribed format to ensure fair representation of the relevant facts by all parties.

LEGAL: Under the Licensing Act 2003 the **Licensing Authority** has a duty to exercise licensing control of relevant premises.

Background Papers: Licensing Act 2003
DCMS Guidance Documents issued under section 182 of the Licensing Act 2003 as amended
Maidstone Borough Council Statement of Licensing Policy

Contacts: Mrs Lorraine Neale at: lorraineneale@maidstone.gov.uk – tel: 01622 602028

Agenda Item No. 1

**Report Title: SHELL TAMARISK, LINTON ROAD, LOOSE,
MAIDSTONE, KENT, ME15 0AT**

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

Purpose of the Report

The report advises Members of an application for a Premises Licence to be granted under the Licensing Act 2003, made by Shell UK Oil Products Limited, in respect of the premises Shell Tamarisk, Linton Road, Loose, Maidstone, Kent, ME15 0AT in respect of which 1 representation (Appendix C) has been received from Interested Parties

Issue to be Decided

1. Members are asked to determine whether this application relates to an excluded premises and if not determine whether to i) grant subject conditions consistent with the operating schedule modified to such extent as considered appropriate for the promotion of the licensing objectives and any mandatory condition, ii) grant excluding any of the licensable activities applied for, iii) grant refusing to specify a premises supervisor, or iv) reject the application.

Background

2. The relevant sections are Part 3 ss 16-19, 23 & 24, Part 9 S176 of The Licensing Act 2003 and section 4 of The Licensing Act 2003 in particular the Licensing Objectives:
 - The prevention of crime and disorder;
 - Public Safety
 - The prevention of public nuisance; and
 - The protection of children from harm
3. The application has been correctly advertised in the local press and a notice displayed on the premises for the required period.
4. 1 representations was received from Interested Parties
5. The table below illustrates the relevant representation which have been received

Responsible Authority/Interested Party	Licensing Objective	Associated Documents	Appendix
Mr D Murphy	Crime & Disorder Public Nuisance Public Safety Protection of Children from Harm	E mail & Letter	C

6. **Members are advised that applications cannot be refused in whole or in part, or conditions attached to the licence unless it is appropriate to do so to promote the licensing objectives.;**
7. **The Operating Schedule submitted by the Applicant has addressed the licensing objectives in the following manner:**

a) General – all four licensing objectives

A SUITABLE AND SUFFICIENT CCTV SYSTEM WITH RECORDING FACILITIES WILL BE IN PLACE AT SITE AND WILL OPERATE AT ALL TIMES THE PREMISE IS OPEN FOR LICENSABLE ACTIVITIES. IMAGES CAN BE MADE AVAILABLE UPON REASONABLE REQUEST BY THE POLICE OR OTHER RELEVANT OFFICERS OF A RESPONSIBLE AUTHORITY.

STAFF WILL BE TRAINED WITH REGARD TO THEIR RESPONSIBILITIES IN THE RETAIL SALE OF ALCOHOL AND REGULAR REFRESHER TRAINING WILL ALSO BE UNDERTAKEN. TRAINING RECORDS CAN BE MADE AVAILABLE FOR INSPECTION UPON REASONABLE REQUEST BY THE POLICE OR OTHER RELEVANT OFFICERS OF A RESPONSIBLE AUTHORITY.

A REFUSALS BOOK WILL BE OPERATED AND MAINTAINED AND WILL BE PRODUCED TO A RELEVANT OFFICER OF THE POLICE OR OTHER RELEVANT OFFICERS OF A RESPONSIBLE AUTHORITY UPON REQUEST.

A CHALLENGE 25 POLICY WILL BE OPERATED AT THE PREMISE, ACCEPTABLE FORMS OF IDENTIFICATION ARE A PASSPORT, PHOTOCARD DRIVING LICENCE AND PASS ACCREDITED IDENTIFICATION CARD.

SPIRITS WILL BE LOCATED BEHIND THE COUNTER.

b) The prevention of crime and disorder

A SUITABLE AND SUFFICIENT CCTV SYSTEM WITH RECORDING FACILITIES WILL BE IN PLACE AT SITE AND WILL OPERATE AT ALL TIMES THE PREMISE IS OPEN FOR LICENSABLE ACTIVITIES. IMAGES CAN BE MADE AVAILABLE UPON REASONABLE REQUEST BY THE POLICE OR OTHER RELEVANT OFFICERS OF A RESPONSIBLE AUTHORITY.

SPIRITS WILL BE LOCATED BEHIND THE COUNTER.

STAFF WILL BE TRAINED WITH REGARD TO THEIR RESPONSIBILITIES IN THE RETAIL SALE OF ALCOHOL AND REGULAR REFRESHER TRAINING WILL ALSO BE UNDERTAKEN. TRAINING RECORDS CAN BE MADE AVAILABLE FOR INSPECTION UPON REASONABLE REQUEST BY THE POLICE OR OTHER RELEVANT OFFICERS OF A RESPONSIBLE AUTHORITY.

c)Public safety

A SUITABLE AND SUFFICIENT CCTV SYSTEM WITH RECORDING FACILITIES WILL BE IN PLACE AT SITE AND WILL OPERATE AT ALL TIMES THE PREMISE IS OPEN FOR LICENSABLE ACTIVITIES. IMAGES CAN BE MADE AVAILABLE UPON REASONABLE REQUEST BY THE POLICE OR OTHER RELEVANT OFFICERS OF A RESPONSIBLE AUTHORITY.

d) Prevention of public nuisance

STAFF WILL BE TRAINED WITH REGARD TO THEIR RESPONSIBILITIES IN THE RETAIL SALE OF ALCOHOL AND REGULAR REFRESHER TRAINING WILL ALSO BE UNDERTAKEN. TRAINING RECORDS CAN BE MADE AVAILABLE FOR INSPECTION UPON REASONABLE REQUEST BY THE POLICE OR OTHER RELEVANT OFFICERS OF A RESPONSIBLE AUTHORITY.

e) The protection of children from harm

STAFF WILL BE TRAINED WITH REGARD TO THEIR RESPONSIBILITIES IN THE RETAIL SALE OF ALCOHOL AND REGULAR REFRESHER TRAINING WILL ALSO BE UNDERTAKEN. TRAINING RECORDS CAN BE MADE AVAILABLE FOR INSPECTION UPON REASONABLE REQUEST BY THE POLICE OR OTHER RELEVANT OFFICERS OF A RESPONSIBLE AUTHORITY.

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SPIRITS WILL BE LOCATED BEHIND THE COUNTER.

8. Relevant sections of **The Guidance issued under section 182 of The Licensing Act 2003; Chapter 5 paragraphs 5.22 – 5.24 – Garages.**

Chapters 8 & 9 Premises Licences & Determining Applications

Chapter 10 Conditions NB: there are currently no appendices to the Guidance published on 25th April 2012, however, it is understood that new appendices are to be published in a separate document and may be published by the Home Office before the hearing date.

Relevant policy statements contained in **the Licensing Authority's Statement of Licensing Policy:**

- 20. Prevention of Crime and Disorder**
- 21. The Promotion of Public Safety**
- 22. Prevention of Public Nuisance**
- 23. Protection of Children from Harm**

20. Prevention of Crime and Disorder

Concerns

The applicant should consider factors arising from the premises or the activities of their customers within the vicinity of the premises that may impact on the prevention of crime and disorder. These may include:

- Underage drinking
- Drunkenness on premises
- Public drunkenness
- Drugs
- Violent behaviour
- Anti-social behaviour

Additional Steps

The following examples of additional steps are given as examples for applicants to consider in addressing the above concerns in the preparation of their Operating Schedule, having regard to their particular type of premises or activities:-

- Effective and responsible management of premises.
- Training and supervision of staff.

- Adoption of current best practice guidance (some examples are Safer Clubbing, the National Alcohol Harm Reduction Strategy Toolkit, and other voluntary codes of practice, including those relating to drinks promotions e.g. The Point of Sale Promotions published by BBPA).
- Acceptance of accredited 'proof of age' pass cards or 'new type' driving licences with photographs, passports or an official identity card issued by H M Forces.
- Provision of effective CCTV in and around premises.
- Employment of Security Industry Authority licensed door staff. (If two or more are employed there must be at least one male and one female).
- Provision of toughened or plastic glasses.
- Provision of secure deposit boxes for confiscated items ('sin bins').
- Provision of litterbins, security measures, e.g. lighting, outside premises.
- Membership of a Pub Watch scheme.
- The current 'Chill Out Hour' operating at the late night venues in the Borough of Maidstone which is the agreement whereby late night venues cease to sell alcohol yet continue to provide music and dancing for a further hour (at a reduced volume and with the heavy bass beat removed) has proved to be a success in reducing late night crime and disorder.
- Membership of Maidsafe (Nite Net).

21. The Promotion of Public Safety

The Licensing Authority wishes to ensure the safety of everyone on licensed premises.

Concerns

Capacity

Where existing legislation does not provide adequately for the safety of the public, club members or guests, the occupancy capacity for premises and events (to include performers and staff) may be an important factor in promoting public safety. Subject to the requirements of the following paragraph the Licensing Authority will expect the issue of occupancy capacity and adequate controls of the numbers of persons on premises or attending an event to be considered by an applicant when completing an Operating Schedule. Where a relevant representation is received in respect of capacity the Licensing Authority will consider setting capacity limits in consultation with the Kent and Medway Fire and Rescue Authority for the following premises:

- Nightclubs
 - Cinemas
 - Theatres
 - Other premises where regulated entertainment within the meaning of the Act is being provided.
- The Applicant might also consider the following concerns when assessing the appropriate capacity for premises or events in the Maidstone area. These could include:-
- The design and layout of the premises.
 - The nature of the premises or event.
 - The nature of the licensable activities being provided.
 - The provision or removal of temporary structures, such as a stage or furniture.
 - The number of staff available to supervise customers both ordinarily and in the event of an emergency.
 - The customer profile (e.g. age, disability).
 - The attendance by customers whose first language is not English.
 - Availability of suitable and sufficient sanitary accommodation.
 - The nature and provision of facilities for ventilation.
 - The use of special effects such as lasers, pyrotechnics, smoke machines, foam machines, etc.

Where capacity is likely to be reached (such as on known busy evenings) and particularly where a special event or promotion is planned, the applicant will be expected to consider the arrangements that will be put in place to ensure that the capacity of the premises is not exceeded.

Additional Steps

The following examples of additional steps are given for applicants to consider in the preparation of their Operating Schedule, having regard to their particular type of premises or activities:-

- Suitable and sufficient risk assessments.
- Effective and responsible management of premises
- Provision of a sufficient number of people employed or engaged to secure the safety of the premises and patrons.
- Appropriate instruction, training and supervision of those employed or engaged to secure the safety of the premises and patrons.
- Adoption of best practice guidance.
- Provision of effective CCTV in and around premises.
- Provision of toughened or plastic non disposable glasses/bottles.
- Implementation of crowd management measures.
- Regular testing (and certification where appropriate) of procedures, appliances, systems etc. pertinent to safety.

22. Prevention of Public Nuisance

Licensed premises can cause adverse impacts on communities through public nuisance. The Licensing Authority wishes to maintain and protect the amenity of residents and other businesses from any nuisance caused by the operation of licensed premises whilst recognising the valuable cultural, social and business importance that such premises provide.

The Licensing Authority will interpret 'public nuisance' in its widest sense, and takes it to include such issues as noise, light, odour, litter and anti-social behaviour, where these matters impact on those living, working or otherwise engaged in normal activity in an area.

Concerns

When addressing the issue of prevention of public nuisance, the applicant should consider those factors arising from the premises or the activities of their customers within the vicinity of the premises that may impact on the likelihood of public nuisance. These may include:-

- The location of the premises and their proximity to residential and other noise sensitive premises, such as hospitals, hospices and places of worship.
- The hours of operation, particularly if between 23.00 and 07.00.
- The nature of activities to be provided, including whether those activities are of a temporary or permanent nature and whether they are to be held inside or outside premises.
- The design and layout of premises and in particular the presence of noise limiting features.
- The occupancy capacity of the premises.
- Last admission time.
- The steps the applicant has taken or proposes to take to ensure that staff leave the premises quietly.
- The steps the applicant has taken or proposes to take to prevent disturbance by patrons arriving or leaving the premises.
- Whether routes to and from the premises, on foot or by car or service or delivery vehicles, pass residential premises within the vicinity of the Premises.
- Whether other measures have been taken or are proposed such as the use of CCTV or the employment of registered door supervisors.
- The arrangements made or proposed for parking by patrons, and the effect of this parking on local residents.
- The likelihood of any violence, disorder or policing problems arising if a licence were granted.
- Whether taxis and private hire vehicles serving the premises are likely to disturb local residents.
- The siting of external lighting, including security lighting that is installed inappropriately.
- Whether the operation of the premises would result in increased refuse storage or disposal problems or additional litter in the vicinity of the premises and any measures or proposed measures to deal with this.

- The history of previous nuisance complaints proved against the premises, particularly where statutory notices have been served on the present licensees.

Additional Steps

The following examples of additional steps are given as examples for applicants to consider in the preparation of their Operating Schedule, having regard to their particular type of premises or activities:-

- Effective and responsible management of premises.
- Appropriate instruction, training and supervision of those employed or engaged to prevent incidents of public nuisance.
- Control of operating hours for all or parts (e.g. garden areas) of premises, including such matters as deliveries.
- Adoption of best practice guidance (e.g. Good Practice Guide on the Control of Noise from Pubs and Clubs, produced by Institute of Acoustics).
- Installation of soundproofing, air conditioning, acoustic lobbies and sound limitation devices.
- Management of people, including staff, and traffic (and resulting queues) arriving and leaving premises.
- The incorporation of measures for ensuring the safe and swift dispersal of patrons away from premises and events without causing nuisance or public safety concerns to local residents.
- Effective ventilation systems to prevent nuisance from odour.

N.B. Where relevant representations are received which the Licensing Sub Committee consider material particular consideration will be given to the impact on residential amenity of proposals for the provision of late night refreshment where these are either located in, or encourage people to move through, residential areas.

23. Protection of Children from Harm

A mandatory condition will be applied requiring access to be restricted to those who meet the required age limit in accordance with any certificate granted by the British Board of Film Classification or in specific cases the Local Authority.

The relaxation in the Licensing Act giving accompanied children greater access to licensed premises is seen as a positive step, which may bring about a social change in family friendly leisure but the risk of harm to children remains the paramount consideration. Clearly, this relaxation places additional responsibilities upon licence holders as well as upon parents and others accompanying children.

The protection of children from harm includes the protection of children from moral, psychological and physical harm and, in relation to the exhibition of films, the transmission of programmes by video or DVD. This includes the protection of children from exposure to strong language, sexual imagery and sexual expletives.

In the event of an unclassified film, then it is expected that the Licensing Authority will view the film before it is shown in the Council's area.

In certain circumstances children are more vulnerable and their needs will require special consideration. This vulnerability includes their susceptibility to suggestion, peer group influences, inappropriate example, the unpredictability of their age and the lack of understanding of danger.

The Licensing Authority recognises Kent County Council Social Services, Mid Kent Area, District Office, Bishop's Terrace, Bishop's Way, Maidstone, Kent, ME14 1AF as a body representing those responsible for, or interested in, matters relating to the protection of children from harm

and competent to advise it on such matters. It is therefore, a responsible authority for the purposes of Section 13(4) and Section 69(4) of the Act.

Concerns

The applicant should consider those factors arising from the premises or the activities of their customers within the vicinity of the premises that may impact on the prevention of children from harm. These may include the potential for children to:-

- purchase, acquire or consume alcohol
- be exposed to drugs, drug taking or drug dealing
- be exposed to gambling
- be exposed to activities of an adult or sexual nature
- be exposed to incidents of violence or disorder
- be exposed to environmental pollution such as noise
- be exposed to special hazards such as falls from a height

Additional Steps

The following examples of additional steps are given to assist applicants. The Licensing Authority considers them to be important matters that applicants should take account of in the preparation of their Operating Schedule, having regard to their particular type of premises and/or activities:-

- Effective and responsible management of premises.
- Provision of a sufficient number of people employed or engaged to secure the protection of children from harm.
- Appropriate instruction, training and supervision of those employed or engaged to secure the protection of children from harm.
- Adoption of best practice guidance (Public Places Charter).
- Limitations on the hours when children may be present, in all or parts of the premises.
- Limitations or exclusions by age when certain activities are taking place.
- Imposition of requirements for children to be accompanied by an adult.
- Acceptance of accredited 'proof of age' cards, 'new type' driving licences with photographs, passport, an official identity card issued by HM Forces or by an EU country bearing the photograph and date of birth of bearer.

N.B. In exceptional circumstances, where necessary, and only where the licensing authority has received relevant representations, it may impose conditions restricting access or excluding children from premises or part of licensed premises:-

- a) at certain times of the day, or
- b) when certain licensable activities are taking place, or
- c) to which children aged under 16 years should have access only when supervised by an adult, or
- d) to which unsupervised children under 16 will be permitted access.

Examples of premises where these conditions may be considered include those where:-

- a) There have been convictions for serving alcohol to minors or where there is some evidence of under- age drinking.
- b) There is a known association with drug taking or dealing.
- c) There is a strong element of gambling on the premises.
- d) Entertainment of an adult or sexual nature is commonly provided.
- e) There is a presumption that children under 18 should not be allowed (e.g. to nightclubs, except where under 18 discos are being held)
- f) Licensable activities are taking place during times when children under 16 may be expected to be attending compulsory full-time education.

The Licensing Authority commends the Portman Group Code of Practice on the naming and packaging of alcoholic drinks. See www.portman-group.org.uk for further information

9. **Options**

Legal options open to members -

- a) GRANT the licence subject to such conditions as are consistent with the operating schedule accompanying the application; MODIFIED to such extent as the Licensing sub-committee considers appropriate for the promotion of the licensing objectives and any relevant mandatory condition
 - b) EXCLUDE from the licence any of the licensable activities applied for.
 - c) REFUSE to specify a person in the licence as premises supervisor
 - d) REJECT the application.
10. Members of the Licensing Act 2003 – Licensing Sub – Committee are reminded of their duty under section 17 of the Crime and Disorder Act 1998 to consider the crime and disorder implications of their decisions and the Licensing Authority's responsibility to co – operate in the reduction of crime and disorder in the Borough

Section 17 of the Crime and Disorder Act 1988 states:

"Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those function on, and the need to do all that it reasonably can prevent, crime and disorder in its area".

11. **Implications Assessment**

The decision should be made with regard to the Secretary of State's Guidance and the Council's Statement of Licensing Policy under the Licensing Act 2003. Where the decision departs from either the Guidance or the policy clear and cogent reasons must be given. Members should be aware that if such a departure is made the risk of appeal/challenge is increased.

12. **Human Rights**

While all Convention Rights must be considered, those which are of particular relevance to the application are:

- Article 8 – Right to respect for private and family life
- Article 1 of the First Protocol – Protection of Property
- Article 6(1) – Right to Fair Hearing
- Article 10 – Freedom of Expression

The full text of each Article is given in the attached Appendices

13. **Conclusion**

Members must ensure that the application is considered on its merits, as well as against the relevant guidance, policy and statutory framework.

14. **List of Appendices**

- Appendix A Application Form
- Appendix B Plan of Premises
- Appendix C Representations (Interested Parties)
- Appendix D Plan of area
- 15. Appendix E Human Rights Articles
- Appendix F Order of Proceedings

16. **Appeals**

The applicant or any interested party (objector) may appeal the Licensing Act 2003 Sub Committee's decision within 21 days beginning with the day on which the Appellant is notified. All/any appeals must be lodged with the Magistrates' Court. Parties should be aware that they MAY incur an Adverse Costs Order should they bring an appeal.

Contact:
Email:

Senior Licensing Officer
lorraineneale@maidstone.gov.uk

Section 1 of 22

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

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

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

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

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

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Is the applicant:

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

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

Applicant Business

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

* Registration number

* Business name

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

* VAT number

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

* Legal status

Continued from previous page...

* Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

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

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

☐ A private individual acting as an agent

Agent Business

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

* Registration number

* Business name

If your business is registered, use its registered name.

* VAT number

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

* Legal status

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

The information given here will be saved and will be pre-filled in future forms.

Section 2 of 22

PREMISES DETAILS

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

Premises Address

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

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Continued from previous page...

Non-domestic rateable
value of premises (£)

69,500

Section 3 of 22

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

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

Confirm The Following

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

Section 4 of 22

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

SHELL CENTRE

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Continued from previous page...

Details

Registered number (where applicable)

3625633

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

PRIVATE LIMITED COMPANY.

Address

Building number or name

SHELL CENTRE

Street

N/A

District

City or town

LONDON

County or administrative area

Postcode

SE1 7NA

Country

United Kingdom

Contact Details

E-mail

Telephone number

Other telephone number

Add another applicant

Section 5 of 22

OPERATING SCHEDULE

When do you want the premises licence to start?

12

dd

/

04

mm

2012

yyyy

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

dd

/

mm

yyyy

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

Provide a general description of the premises

Continued from previous page...

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.

This is a well established convenience store site traded by Shell UK Oil Products Limited with ancillary fuel sales. There are 8 pumps located on the forecourt. There are no facilities on site for the maintenance and/or sale of motor vehicles. The convenience store has a retail area of approximately 1200 sq ft. The purpose built store has been designed to serve both the local community along with passing trade. The convenience store operates 24 hours per day, seven days per week under the company's own format. The store stocks a range of fresh foods and dairy produce, groceries and other domestic products and also offers 'express' lunch facilities. In addition dry fuel products such as BBQ charcoal/kindling/logs are available. Off sales are a standard and expected feature of the convenience store service. The convenience store is operated by the Manager who is also the DPS, assisted by a team of full time staff. The Designated Premises Supervisor, is trained and certified through an accredited scheme and is responsible for training all staff utilising the Lockett & Co Due Diligence pack- and keeping complete training records. The Challenge 25 trading initiative is used supported by the refusals system with records kept in the Refusals Log. The internal digital CCTV system benefits from a recorder with an excess of 31 day image retention. Recordings can be made available to Police and other enforcement agencies as needed. The convenience store operates at closed door policy between the hours of 22.00 and 05.00, seven days per week with all service taking place through the night hatch.

Section 6 of 22

PROVISION OF PLAYS

Will you be providing plays?

☐ Yes ☒ No

Section 7 of 22

PROVISION OF FILMS

Will you be providing films?

☐ Yes ☒ No

Section 8 of 22

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

☐ Yes ☒ No

Section 9 of 22

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

Section 10 of 22

PROVISION OF LIVE MUSIC

Will you be providing live music?

☐ Yes ☒ No

Section 11 of 22

PROVISION OF RECORDED MUSIC

Continued from previous page...

Will you be providing recorded music?

☐ Yes ☒ No

Section 12 of 22

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

☐ Yes ☒ No

Section 13 of 22

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

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

☐ Yes ☒ No

Section 14 of 22

PROVISION OF FACILITIES FOR MAKING MUSIC

Will you be providing facilities for making music?

☐ Yes ☒ No

Section 15 of 22

PROVISION OF FACILITIES FOR DANCING

Will you be providing facilities for dancing?

☐ Yes ☒ No

Section 16 of 22

PROVISION OF FACILITIES FOR ENTERTAINMENT OF A SIMILAR DESCRIPTION TO THOSE PROVIDED FOR MAKING MUSIC OR DANCING

Will you be providing facilities similar in nature to those provided for making music or dancing?

☐ Yes ☒ No

Section 17 of 22

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

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

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the provision of late night refreshment take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State 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.

THE PROVISION OF HOT PIES, SAVOURIES, SOUP, HOT DRINKS ETC CONSISTENT WITH A TAKEOUT SERVICE FOR CONSUMPTION ON OR OFF THE PREMISES.

State any seasonal variations

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

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

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

Continued from previous page...

Section 18 of 22

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

☐ On the premises ☒ Off the premises ☐ Both

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

State any seasonal variations

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

Continued from previous page...

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

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

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

Name

First name

Family name

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number
(if known)

Issuing licensing authority
(if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

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

Reference number for consent form (if known)

Continued from previous page...

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

Section 19 of 22

ADULT ENTERTAINMENT

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

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

NONE.

Section 20 of 22

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

State any seasonal variations

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

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

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

Section 21 of 22

LICENSING OBJECTIVES

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

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

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

PLEASE SEE ATTACHED DOCUMENT TO APPLICATION CALLED LOCKETTS GENERAL CONDITIONS.

b) The prevention of crime and disorder

PLEASE SEE ATTACHED DOCUMENT TO APPLICATION CALLED LOCKETTS GENERAL CONDITIONS.

c) Public safety

PLEASE SEE ATTACHED DOCUMENT TO APPLICATION CALLED LOCKETTS GENERAL CONDITIONS.

d) The prevention of public nuisance

PLEASE SEE ATTACHED DOCUMENT TO APPLICATION CALLED LOCKETTS GENERAL CONDITIONS.

Continued from previous page...

e) The protection of children from harm

PLEASE SEE ATTACHED DOCUMENT TO APPLICATION CALLED LOCKETTS GENERAL CONDITIONS.

Section 22 of 22

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. Premises Licence Fees are determined by the non domestic rateable value of the premises. Please choose from the options below. Should you need assistance, please contact the licensing team on 01622 602000.

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

Band A - No RV to £4300	£100.00
-------------------------	---------

Band B - £4301 to £33000	£190.00
--------------------------	---------

Band C - £33001 to £8700	£315.00
--------------------------	---------

Band D - £87001 to £12500	£450.00*
---------------------------	----------

Band E - £125001 and over	£635.00*
---------------------------	----------

*If the rateable value of the premises is in Bands D or E, and the premises is primarily used for the consumption of alcohol in a prime town centre location, then you are required to pay a higher fee as below:

Band D - £87001 to £12500	£900.00
---------------------------	---------

Band E - £125001 and over	£1,905.00
---------------------------	-----------

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

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

Continued from previous page...

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

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

ATTACHMENTS

Tamarisk Analysis of Intensity of Use	electronic
Locketts General Conditions	electronic
Confirmation of advertisement	electronic
Consent form of premises supervisor	electronic
Premises plan	electronic

DECLARATION

I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the
* Licensing Act 2003, to make a false statement in or in connection with this application. All information and documentation included in the application and true and correct to the best of my/our knowledge and belief.

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

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

* Full name

* Capacity

Continued from previous page...

* Date

/ /
dd mm yyyy

Add another signatory

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

Digital signature

You can digitally sign the form if you wish, this will be verified and passed to the authority.

When you are satisfied that you have completed the form correctly, save it and continue with the application process. If the online application screen is no longer available in your browser, [click here](#) to resume.

OFFICE USE ONLY

Applicant reference number

Shell Tamarisk

Fee paid

315.00

Payment provider reference

Pu3AAAAAAHY

ELMS Payment Reference

80988

Payment status

Paid

Payment authorisation code

072876

Payment authorisation date

Mar 13, 2012

Date and time submitted

Mar 13, 2012 11:37:31 AM

Approval deadline

May 8, 2012

Error message

Is Digitally signed



Digital Signature Information

Signer's name

Melissa Zaffino

Signer's contact information

Signing time

2012-03-12T14:03:04

Signer status

Identity Unknown - Identity Verification of the

Signature status

Signature Valid but document modified - The

Certificate issuer

C=GB,1.2.840.113549.1.9.1=#16166d656c6973

Consent of individual to being specified as premises supervisor

I, SIMON CHRISTOPHER HARRIS
[full name of prospective premises supervisor]

of 77 SIDNEY ROAD ROCHESTER KENT ME1 3HA
[home address of prospective premises supervisor]

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

NEW PREMISES LICENCE APPLICATION FOR THE SALE OF ALCOHOL FOR CONSUMPTION OFF THE PREMISES AND LNR.

.....
[type of application]

by SHELL UK OIL PRODUCTS LIMITED
[name of applicant]

relating to a premises licence: N/A [number of existing licence, if any]

or SHELL TAMARISK, LINTON ROAD, LOOSE, MAIDSTONE, KENT ME15 0AT
[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by: SHELL UK OIL PRODUCTS LIMITED
[name of applicant]


concerning the supply of alcohol at:

SHELL TAMARISK, LINTON ROAD, LOOSE, MAIDSTONE, KENT ME15 0AT
[name and address of premises to which application relates]

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

Personal licence number: NOT YET KNOWN [insert personal licence number, if any]

Personal licence issuing authority: Medway Council, 22A Wharf, 1, Dock Road, Chatham, Kent, ME4 4TH
TEL: 01634 337107
[Insert name and address and telephone number of personal licence issuing authority, if any]

Signed 

Name (please print) SIMON HARRIS

Dated 13/03/12

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

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

A suitable and sufficient CCTV system with recording facilities will be in place at site and will operate at all times the premise is open for licensable activities. Images can be made available upon reasonable request by the Police or other relevant officers of a responsible authority.

Staff will be trained with regard to their responsibilities in the retail sale of alcohol and regular refresher training will also be undertaken. Training records can be made available for inspection upon reasonable request by the Police or other relevant officers of a responsible authority.

A refusals book will be operated and maintained and will be produced to a relevant officer of the Police or other relevant officers of a responsible authority upon request.

A Challenge 25 policy will be operated at the premise, acceptable forms of identification are a passport, photocard driving licence and PASS accredited identification card.

Spirits will be located behind the counter.

b) The prevention of crime and disorder.

A suitable and sufficient CCTV system with recording facilities will be in place at site and will operate at all times the premise is open for licensable activities. Images can be made available upon reasonable request by the Police or other relevant officers of a responsible authority.

Spirits will be located behind the counter.

Staff will be trained with regard to their responsibilities in the retail sale of alcohol and regular refresher training will also be undertaken. Training records can be made available for inspection upon reasonable request by the Police or other relevant officers of a responsible authority.

c) Public Safety.

A suitable and sufficient CCTV system with recording facilities will be in place at site and will operate at all times the premise is open for licensable activities. Images can be made available upon reasonable request by the Police or other relevant officers of a responsible authority.

d) The prevention of crime and disorder.

Staff will be trained with regard to their responsibilities in the retail sale of alcohol and regular refresher training will also be undertaken. Training records can be made available for inspection upon reasonable request by the Police or other relevant officers of a responsible authority.

e) The protection of children from harm.

Staff will be trained with regard to their responsibilities in the retail sale of alcohol and regular refresher training will also be undertaken. Training records can be made available for inspection upon reasonable request by the Police or other relevant officers of a responsible authority.

A refusals book will be operated and maintained and will be produced to a relevant officer of the Police or other relevant officers of a responsible authority upon request.

A Challenge 25 policy will be operated at the premise, acceptable forms of identification are a passport, photocard driving licence and PASS accredited identification card.

Spirits will be located behind the counter.

**PUBLIC NOTICE OF AN APPLICATION FOR A PREMISES
LICENCE UNDER SECTION 17 OF THE LICENSING ACT 2003**

Notice is hereby given that an application was made to
MAIDSTONE BOROUGH COUNCIL for a premises licence under
the above Act on the **14TH MARCH 2012**.

Applicant: **SHELL UK OIL PRODUCTS LTD**

Address of premises: **SHELL TAMARISK
LINTON ROAD
LOOSE
MAIDSTONE
KENT, ME15 0AT**

Proposed licensable activities:

**SALE OF ALCOHOL FOR CONSUMPTION OFF THE PREMISES
PROVISION OF LATE NIGHT REFRESHMENT**

Proposed days and hours of licensable activity:

EVERY DAY

ALCOHOL SALES 00.00 TO 24.00

**PROVISION OF LATE 23.00 TO 05.00
NIGHT REFRESHMENT**

The postal address of the Licensing Authority where the register
is kept and the application may be inspected is:

***MAIDSTONE BOROUGH COUNCIL, LICENSING SECTION,
MAIDSTONE HOUSE, KINGS STREET, MAIDSTONE, KENT,
ME15 6JQ.**

Any person wishing to make representations on this matter shall
give notice, in writing, stating the nature and grounds for making
such representations to The Licensing Officer at the above
address* within 28 days of the date of this notice – by the
11TH APRIL 2012. Further information is available on the web
site www.maidstone.gov.uk following the links.

It is an offence, under section 158 of the Licensing Act 2003, to
knowingly or recklessly make a false statement in or in
connection with an application and the maximum fine on
summary conviction of such an offence is £5000.

Lockett & Co – duly authorised agents

LEISURE

Holidays and Travel

Holiday Homes to Let / Sale

ABSOLUTE BARGAIN

Static caravan for sale in Hastings. Sited on a country park with fishing lake, bar, entertainment and pool. Looking for £9995 inc 2012 fees.

CALL 07525767169

WHITSTABLE, CARAVAN FOR SALE.

3 bedrooms, sleeps 8, 12ft wide with spacious lounge and separate kitchen. 2 twin beds, 1 double bed and sofa bed. Fully fitted with appliances. Sited on a park close to the beach with great facilities. £14,468

Tel: 07902 918486, Wilberby Park Lodge

25ft x 12ft, 2 bedrooms sited at Winchelsea Sands, nr Rye. Warm air heating, modern layout and sleeps 6.

Park is 400 metres from beach, dog friendly with pool, bar and restaurant. Open 40 weeks, pitch fees included. First to see

buy £21,750 ono. Call 07947 17500 or 07894 596304.

STATIC CARAVAN FOR SALE

Romney Sands, 3 Bedrooms. Stones throw from Sandy Beach.

£3750 inclusive of 2012 fees.

Music Tuition

Guitar Lessons

Begin to Adv All ages Special rates for 60+ & children Call Paul 01622 410314

Musical Instruments

CLARINET Yamaha 2611 B flat clarinet in hard carry case. Excellent condition. £180 01622 841239

DRUM KIT full drum kit with snare, bass, tom, cymbal, symbol, double kick pedal. £220 01622 606315

DRUM KIT Tama Rockstar Custom 5-piece in Charcoal Black. All with Evans, better heads. Excellent condition. £450 01622 841239

E.C. CARRY ALONG KEYBOARD 3YES NUMEROUS sounds, beats 01622 758763. £7.50

E.C. KEYBOARD WITH STOOL. Mc singing and making noise! £15.00 01622 758763

PIANOS

PIANO YAMAHA CLAVINOVIA Vpc. Complete with cover. £325.00 01622 758763

WIND INSTRUMENTS

DECATANT RECORDER Atmos Good 746212. £10.00 01622 746212

TREBLE RECORDER Atmos Very good 746212. £20.00 01622 746212

SOUND AND VISION

CAMERAS / EQUIPMENT

CAMERA Nikon 105 Pouch Lens 35. 15mm Auto Zoom £35.00 01622 843318

CASSETTE PLAYERS

MOTORISED SONY CASSETTE PLAYER Fully Working Sony

Televisions

14 INCH PHILIPS CRT COLOUR TELEVISION. VHS, DVD, VCR, built in with IR Remote. VCR. £15 07704 282233

GRUNDIG 14 inch screen, hybrid combi, scart, silver. £16 01732 741901

HYMAN SCREEN 20inch Pro Lite. VCR £85 07946 271854

SONY 40 EDGE LED KDL-40EX723 glasses, 5 yrs warranty, Gillingham £375.00 07714 141810

TELEVISION STAND Suits smaller televisions. With shelf under for DVD Player. £12 01622 337971

VIDEO RECORDERS

SONY 500GB HARD DISC DVD RECORDER. Features 24hr still in. Twin Tuners, never used still in. Sealed Box. £220 01622 735592

VIDEO / DVDS

SIMPSON'S DVDS SERIES 7 AND 8 - limited edition characters head pressed cases. £15 01622 745850

recycle for Kent

PLEASE RECYCLE THIS NEWSPAPER

For more information call the Recycle for Kent helpline

0845 3450210

NOTICES

Public Notices

Public Notices

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976.

PART II SECTION 70(3)(a)(b)

Proposed new fees for Private Hire and Hackney Carriage Vehicle licensing, any person wishing to make an objection against these fees must do so in writing within 28 days of the publication of this notice to the Licensing Partnership, Maidstone House, Kent ME15 6LQ. A copy of this notice shall for the period of 28 days from the date of the first publication 23.3.2012 thereof be deposited at the offices of Maidstone Borough Council and shall at all reasonable hours be open to public inspection. The revised fees will take effect from 21.4.2012.

Type of Fee	Existing Fees	New Fees
Private Hire Operators Licence		
Application and renewal for 1 year		
1 Vehicle Licensed	£63.00	£63 per vehicle
2-6 Vehicles Licensed	£317.00	N/A
7-11 Vehicles Licensed	£695.00	N/A
12-16 Vehicles Licensed	- £1,012.00	N/A
17-21 Vehicles Licensed	£1,327.00	N/A
22-26 Vehicles Licensed	£1,644.00	N/A
27-31 Vehicles Licensed	£1,965.00	N/A
32-36 Vehicles Licensed	£2,279.00	N/A
37-41 Vehicles Licensed	£2,592.00	N/A
Additional Costs		
Replace Vehicle Plate	£5.00	£23.00
Replace Identification Badge	£5.00	£9.00
Copies of existing licences	£5.00	£3.00
Change of address details for a replacement licence or of change of name for vehicle/operator licence	£0.00	£11.00
Change of name and address for a driver's badge	£0.00	£20.00

Petitions for a referendum on whether Medway Council should have an elected mayor

In accordance with The Local Government Act 2000, electors in Medway can petition the Council to hold a referendum on whether the local authority should have an elected mayor. The council is required to publish the minimum number of signatures of local government electors needed to support a valid petition.

The minimum number of signatures required is 9667, which is equal to 5% of the number of local government electors shown in the electoral register on 15 February 2012.

This number will determine the validity of petitions presented between 1 April 2012 and 31 March 2013. A new number will be published in February 2013 and if this number is less than 9667, then the new number will apply from the date it is published.

Neil Davies
Proper Officer Medway Council, Gun Wharf,
Dock Road, Chatham, ME4 4TR
15 February 2012

TONBRIDGE & MALLING LOCAL DEVELOPMENT FRAMEWORK

MAIDS TUNBRIDGE NHS TR

BOARD MEETING on Wednesday 28 March 2012 at 15.00pm

Education Centre, Tunbridge Wells Hospital

Members of the public are invited to attend

Town and Country Planning (Development Management Procedure) (England) order 2010 NOTICE UNDER ARTICLE 11 OF APPLICATION FOR PLANNING PERMISSION

Proposed development at 35 Honywood Road, Lenham, Maidstone, Kent ME17 2HH

Take notice that application is being made by DHA Planning by Mr Kevin Rice for planning permission to construct a 2-storey dwelling on land at No 35 Honywood Road, Lenham with access and landscaping

Local planning authority to whom the application is being submitted: Maidstone Borough Council at Maidstone House, King Street, Maidstone, Kent ME15 6LQ

Any owner of land or tenant who wishes to make representations about this application should write to the council within 21 days of the date of this notice.

Signed 19.03.2012

Statement of two members of the Council

Statement of two members of the Council

Statement of two members of the Council

Statement of two members of the Council

Statement of two members of the Council

Statement of two members of the Council

Statement of two members of the Council

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Statement of two members of the Council

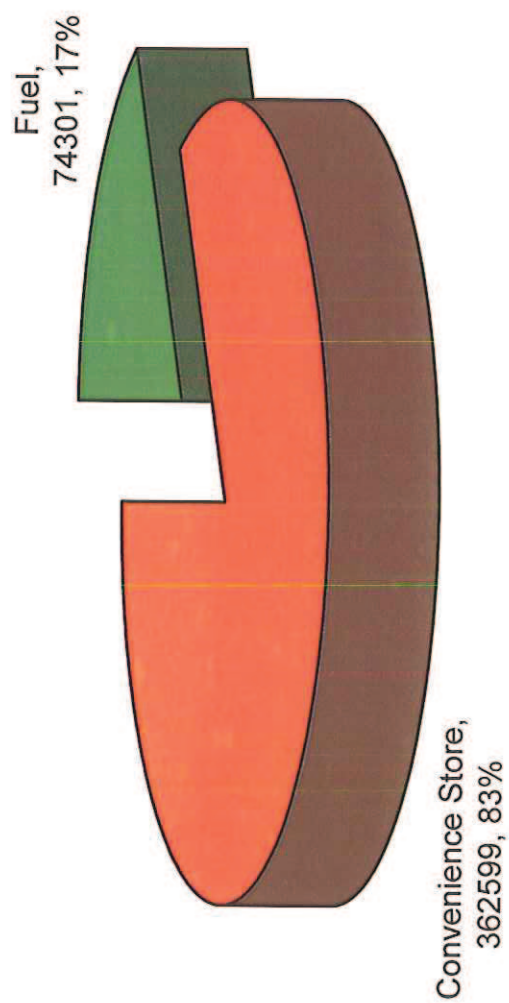
Statement of two members of the Council

Statement of two members of the Council

Statement of two members of the Council

Analysis of Intensity of Use.

Shell Tamarisk, Linton Road, Loose, Maidstone, Kent, ME15 0AT.
1st October to 31st December 2011 incl.



Analysis of Intensity of Use.

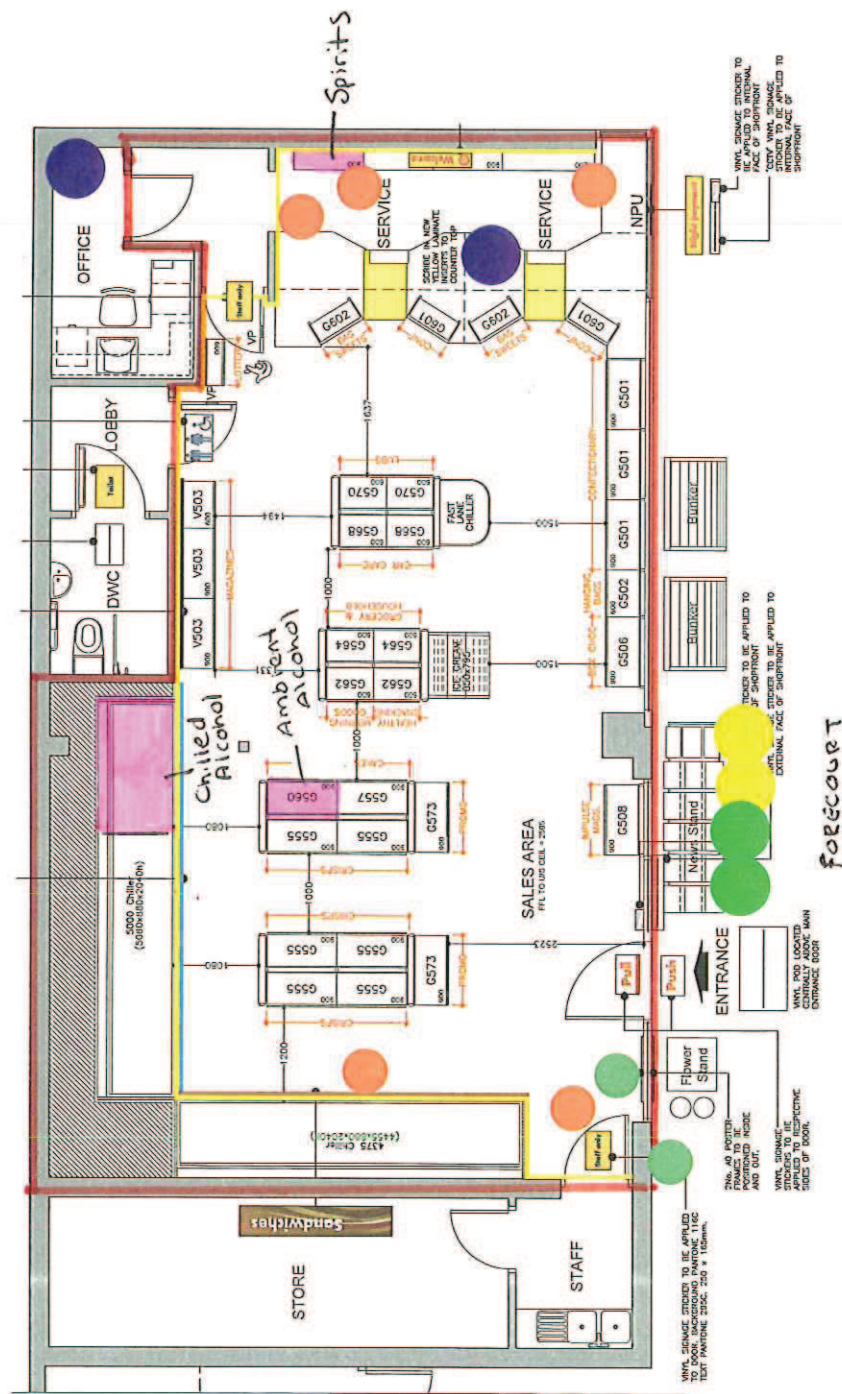
Shell Tamarisk, Linton Road, Loose, Maidstone, Kent, ME15 0AT.

1st October to 31st December 2011 incl.

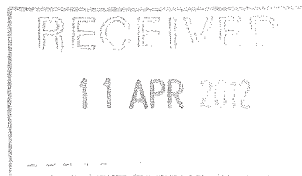
	Fuel	Convenience Store	Total
1st to 31st October 2011	27047	138379	165426
1st to 30th November 2011	23890	103857	127747
1st to 31st December 2011	23364	120363	143727
TOTAL	74301	362599	436900

Key:

	-	Fire extinguisher.
	-	CCTV.
	-	Fire bucket.
	-	Area to be licenced for the sale of alcohol for the consumption off the premise and LNR.



Date: March 2012
Scale: 1:100



12/00908/LAPRE

Senior Licensing Officer,
Maidstone House,
King Street,
Maidstone,
Kent.
ME15 6JQ

15 Carmans Close,
Loose,
Maidstone,
Kent.
ME15 0DR

OBJECTION TO PROPOSED NEW LICENCE FOR SALE OF ALCOHOL LICENCE AT SHELL UK OIL PRODUCTS LTD, SHELL TAMARISK, LINTON ROAD, LOOSE, MAIDSTONE, KENT. ME15 OAT

As a resident who lives in the near vicinity I wish to strongly object to the above new application made to Maidstone Borough Council dated 14th March 2012 by raising many very good reasons. I wish to prevent certain public nuisance and protect the well being of local residents, as I feel that there is no justifiable need for this wholly unnecessary proposal, as this fuel filling station is situated in a very quiet residential area. It is bordered by residential houses on all sides, there are virtually no other commercial premises in the vicinity and the premises is situated within unspoilt green belt area on the edge of beautiful countryside. I wish to maintain Loose as a safe and family friendly environment. The operation of such a licence would adversely affect residents and customers using the Shell shop for groceries including children and customers buying fuel.

Directly across the road is the entrance to a large secondary school (Cornwallis Academy), very many children use the Shell shop throughout the day, those children need to be protected from exposure to the harm and temptation of underage drinking. Very few people actually walk by the filling station other than hundreds of children during school hours. There is currently no public drunkenness and resultantly very little anti-social behaviour in Loose, operation of such a licence would encourage public consumption of alcohol on the neighbouring streets.

As a regular customer of the fuel filling station I know that the serving of customers is often undertaken solely through the outside serving window i.e. access to the shop is not allowed as usually only one person works there alone. From experience I know that filling stations that sell alcohol are mainly frequented by intoxicated people often straight from late-night clubs and bars. I firmly believe that the mixing of sober and intoxicated customers outside the serving hatch is not acceptable and is detrimental to public safety through raising the likelihood of violence. Additionally the design/layout of the premises is unsuitable and is not conducive to enabling Shell employees to ensure that all customers, whether drunk or not, are safe within the entire premises i.e. the garage forecourt.

Unacceptable noise from intoxicated people shouting, fighting and arguing when arriving by taxis and cabs to buy more alcohol in the early hours of morning would disturb residents; resultant alcohol misuse would doubtless mean bottles and cans littered in the vicinity.

There are no CCTV cameras on the roads around the filling station premises to minimise the negative impacts. There are no police officers stationed or patrolling in Loose. In Maidstone town CCTV is used effectively as a deterrent for the prevention of drunken crime and disorder – there are many opportunities in busy Maidstone to purchase alcohol and adequate police presence enables proper control and prevention of public nuisance.

There are long established, well managed and properly dedicated off-licence premises within approx one mile from the filling station i.e. Loose Road, Loose and also in Coxheath village so I cannot see any good reason why the Shell Tamarisk filling station should sell alcohol other than for their financial gain at the expense of the local residents and children.

Yours Sincerely,

D Murphy *Sun April 2012*

Mr D Murphy 5th April 2012

**SHELL TAMARISK, 108 LINTON ROAD,
LOOSE, KENT, ME15 0AT**



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Appendix F

HUMAN RIGHTS

Article 8

1. Everyone has the right to respect for his private and family life, his home and his correspondence.
2. There shall be no interference by a public authority with the exercise of this right except such as is in accordance with the law and is necessary in a democratic society in the interests of national security, public safety or the economic well-being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedoms of others.

Article 1 of the First Protocol

Every natural or legal person is entitled to the peaceful enjoyment of his possessions. No one shall be deprived of his possessions except in the public interest and subject to the conditions provided for by law and by the general principles of international law. The preceding provisions shall not, however, in any way impair the right of a State to enforce such laws as it deems necessary to control the use of property in accordance with the general interest or to secure the payment of taxes or other contributions or penalties.

Article 6(1)

In the determination of his civil rights and obligations or of any criminal charge against him, everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law. Judgement shall be pronounced publicly but the press and public may be excluded from all or part of the trial in the interest of morals, public order or national security in a democratic society, where the interests of juveniles or the protection of the private life of the parties so require, or to the extent strictly necessary in the opinion of the court in special circumstances where publicity would prejudice the interests of justice.

Article 10

3. Everyone has the right to freedom of expression. This right shall include freedom to hold opinions and to receive and impart information and ideas without interference by public authority and regardless of frontiers. This Article shall not prevent States from requiring the licensing of broadcasting, television or cinema enterprises.
4. The exercise of these freedoms, since it carries with it duties and responsibilities, may be subject to such formalities, conditions, restrictions or penalties as are prescribed by law and are necessary in a democratic society, in the interests of national security, territorial integrity or public safety, for the prevention of disorder or crime, for the protection of health or morals, for the protection of the reputation or rights of others, for preventing the disclosure of information received in confidence, or for maintaining the authority and impartiality of the judiciary.

LICENSING AUTHORITY: MAIDSTONE BOROUGH COUNCIL

Licensing Act 2003 Sub-Committee Hearing Procedure of Applications for New Premises Licences/Club Premises Certificates and Variations to existing licences and certificates

Introduction and Procedure

i) Introductions

The Chairman will request all those persons participating in the hearing to identify themselves, starting with the:

- ☐ Members of the sub-committee (who will, if applicable, declare any personal or prejudicial interests)
- ☐ Legal advisor
- ☐ Committee clerk
- ☐ Maidstone Borough Council licensing officers/managers
- ☐ Applicant (and any representative)
- ☐ Each responsible authority (and any representative)
- ☐ Each interested party (and any spokesperson or representative)

ii) Procedural Matters

- **Procedure**

The Chairman will:

- ☐ Confirm that all parties are aware of the sub-committee hearing procedure and that each party has a copy of the hearing procedure document.

- **Submissions**

The Chairman will:

- ☐ Explain that the sub-committee will allow all parties to put their case fully and make full submissions, within a reasonable time frame.

- **Discussion and cross-examination**

The Chairman will:

- ☐ Explain that the sub-committee procedure shall take the form of a discussion led by the sub-committee.
- ☐ Explain that the sub-committee will usually permit cross examination (conducted within a reasonable time frame).

- **Disruptive Behaviour**

The Chairman will:

- ☐ Explain that where any person attending the hearing behaves in a disruptive manner, the sub-committee may direct that person to leave the hearing (including temporarily) and thereafter the person may submit to the sub-committee in writing any information which the person would have been entitled to give orally had the person not been required to leave the hearing.

- **Reading of Papers**

The Chairman will:

- ☐ Confirm that all sub-committee members have pre-read all the papers and any other documents contained in the report regarding the hearing.

- **Draft Conditions**

The Chairman will:

- ☐ Enquire whether draft conditions have been agreed between the applicant and any of the other parties for the sub-committee to consider.

- **Witnesses**

The Chairman will:

- ☐ Enquire whether any parties request to have any witnesses give evidence at the hearing; and if so grant the request unless the request is unreasonable.
- ☐ Invite the parties, where appropriate, to appoint a spokesperson.

The Hearing

Outline of the Application and Representations

- ☐ The Chairman will ask the legal advisor or community services manager to briefly outline the application and all representations regarding the application.

i) The Applicant

- ☐ Opening remarks by the applicant (or their representative).
- ☐ Evidence of the applicant and any witnesses.
- ☐ After each person has given evidence the person may be questioned by each responsible authority, interested party and sub-committee member.
- ☐ If necessary, the applicant (or their representative) may clarify any matter that arose during questioning.

ii) Responsible Authorities (where applicable)

RESPONSIBLE AUTHORITY	Tick if applicable
Police	
Trading standards	
Environmental Health	
Child Protection (Social Services)	
Planning	
Fire and Rescue	

- ☐ Opening remarks by the officer representing the responsible authority (or their representative).
- ☐ Evidence of the responsible authority officer and any witnesses.
- ☐ After each person has given evidence the person may be questioned by the applicant, each other responsible authority, interested party and sub-committee member.
- ☐ If necessary, the officer (or representative) may clarify any matter that arose during questioning.

iii) Interested Parties

- ☐ Opening remarks by the interested party (or spokesperson/representative).
- ☐ Evidence of the interested party and any witnesses.
- ☐ After each person has given evidence the person may be questioned by the applicant, responsible authorities, each other interested party and sub-committee member.

- ☐ If necessary, the interested party (or spokesperson/representative) may clarify any matter that arose during questioning.

Closing Speeches

In the following order:

- ☐ **Each Responsible Authority**
- ☐ **Each Interested Party**
- ☐ **The Applicant**

End of Hearing

- ☐ The Chairman will ask the members of the sub-committee if they have any final questions for any party to the hearing.
- ☐ The Chairman will ask the legal advisor whether there are any further matters to be raised or resolved before the hearing is closed.
- ☐ The Chairman will bring the hearing to a close and shall declare that the sub-committee will retire, to private session, to consider the application, all relevant representations, evidence, the relevant extracts of Licensing Authority's Statement of Licensing Policy, the relevant extracts of the National Guidance issued under section 182 of The Licensing Act 2003 and the licensing objectives under the Licensing Act 2003.
- ☐ The Chairman shall invite the legal advisor to remain with the sub-committee during its deliberations and ask all other persons to withdraw from the room.

The Decision

The Chairman shall declare in public session:

- ☐ The sub-committee's determination.
- ☐ All parties to the hearing will receive a copy of the written Determination Notice regarding the sub-committee's determination.
- ☐ All parties may appeal against the sub-committee's decision within 21 days beginning with the day on which the appellant is notified of the Licensing Authority's written determination. Appeals must be lodged with the Magistrates' Court. Parties should be aware that the Magistrates Court may make an order with respect to costs on any appeal.
- ☐ The hearing is formally closed.