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AGENDA

Committee:	LICENSING SUB-COMMITTEE
Date and Time:	Thursday, 1 October 2020 at 13:00
Venue:	Council Chamber
Membership:	Councillors Blackwell, Egan & Skipp
Officers attending:	Mel Harris - Head of Licensing & Safer Communities Andrew Smith – Corporate Legal Adviser
Committee Enquiries:	Loretta Hill, Ext. No. 2427

PART I

(Business to be taken in public)

- 1. Appointment of Chairman**
- 2. Procedure for the Sub-Committee (as attached)**
- 3. Application for a Premises Licence under Section 17 of the Licensing Act 2003 made by IR Flavouz, 35/37 High Street, Canvey Island, Essex, SS8 7RB**

The report of the Head of Licensing and Safer Communities is attached.

- 4. Decision**

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PROCEDURE FOR HEARING

1. Introductions

- a. Chairman introduces Panel Members to the applicant.
- b. Chairman identifies officers and their roles.
- c. Applicant identifies themselves, any representative and any accompanying persons. They also identify who intends to present the case.
- d. Objector(s) to be identified.

2. Case Summary by the Head of Licensing and Safer Communities

As shown at Agenda Item 3.

3. Objector(s) presents objection(s)

4. The Applicant's Submission

The applicant or their representative will submit their case

5. Questions from Panel

Opportunity for any questions from Panel to either side.

6. Adjournment

Proceedings will be adjourned while the Panel withdraw to consider its decision. During this time the Clerk will accompany the Panel to record the decision. The Committee may request the presence of the Legal Advisor to give them legal advice.

7. Decision

The Panel will reconvene and the Chairman will announce the decision.

8. Conclusion

The Chairman will close the proceedings

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LICENSING SUB COMMITTEE

1 October 2020

Subject: Application for a Premises Licence under Section 17 of the Licensing Act 2003 made by IR Flavouz, 35/37 High Street, Canvey Island, Essex, SS8 7RB

Report of: Head of Licensing and Safer Communities – Melanie Harris

1. Purpose of Report

To consider an application for a Premises Licence to sell/supply alcohol at IR Flavouz, 35/37 High Street, Canvey Island, Essex, SS8 7RB

2. Background

2.1 The application has been submitted to the Relevant Responsible Authorities as follows:

- Licensing Department
- Essex Police
- Essex County Fire & Rescue Service
- Planning Services
- Environmental Health Service
- The Health & Safety Executive
- Children's Safeguarding Service
- Essex Trading Standards
- Director of Public Health

2.2 Details of the application were also advertised on the Council's website, in the local paper and blue notices displayed on and near to the premises.

3. Application

The application is for the following provisions:

- Opening hours – Monday to Sunday 08.00hrs to 00.00hrs
- The supply of alcohol on the premises - Monday to Sunday 08:00hrs to 00:00hrs.

A copy of the application is attached at Appendix 1 of the report

A copy of the blue notice and newspaper advert is attached at Appendix 2 of the report.

4. Representations

No representations were received from the Responsible Authorities (as listed above):

Six representations have been received from interested parties (persons living in the vicinity) during the representation period of 7 August to 4 September 2020.

Copies of the representations are attached at Appendix 3 of the report

5. Licensing Objectives

Licensing objectives potentially breached when determining this application:

Prevention of Crime and Disorder	✓
Public Safety	X
Prevention of Public Nuisance	✓
Protection of children from harm	✓

7. Options

The Sub-Committee is advised that it has the following options when determining this application.

- (i) Grant the application on the terms and conditions applied for as set out in Appendix 1.
- (ii) Grant the application on the terms and conditions applied for modified to such extent as considered necessary for the promotion of the Licensing Objectives.
- (iii) Reject the application

Recommendation

The decision of the Sub Committee is required following proper consideration of the application and the representations made by the interested parties.

Appendices

Appendix 1 - Application

Appendix 2 - Blue notice and newspaper advert

Appendix 3 – Representations

Background Papers:

Application file held by the Licensing Authority
Licensing Act 2003



Castle Point
Application for a premises licence
Licensing Act 2003

For help contact
licensingunit@castlepoint.gov.uk
 Telephone: 01268 882480

* required information

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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

Not Currently In Use

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

Your reference

GT/APPAN/1/20

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

RATNASINGAM

* Family name

SINNATHURAI

* E-mail

gtlicensingconsultants@googlemail.com

Main telephone number

07810 826778

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

Is the applicant's business registered outside the UK?

☐ Yes

☒ No

Note: completing the Applicant Business section is optional in this form.

Business name

TBA

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

VAT number

-

NONE

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

Continued from previous page...

Legal status

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Applicant Business Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

If the applicant has one, this should be the applicant's official address - that is an address required of the applicant by law for receiving communications.

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 private individual acting as an agent

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

Agent Business

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

Note: completing the Applicant Business section is optional in this form.

Is your business registered outside the UK? ☐ Yes ☒ No

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 Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

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PREMISES DETAILS

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

Premises Address

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

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

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APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- ☒ An individual or individuals
- ☐ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ 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

Confirm The Following

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

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INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

- ☒ Yes ☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- ☒ Yes ☐ No

Continued from previous page...

Current Residential Address

Is the address the same as (or similar to) the address given in section one?

☐ Yes ☒ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

☒ Yes ☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality

Right to work share code

Documents that demonstrate entitlement to work in the UK

Right to work share code if not submitting scanned documents

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OPERATING SCHEDULE

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

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

Provide a general description of the premises

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.

The premises is a ground floor retail unit with a residential flat above. The shop is a convenience store with the retail display area to the front and the counter to the rear of the shop. To the rear is the store room, staff toilet and facilities.

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

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PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

☐ Yes ☒ No

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PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

☐ Yes ☒ No

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PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

☐ Yes ☒ No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

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PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

☐ Yes ☒ No

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PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Continued from previous page...

Will you be providing recorded music?

☐ Yes ☒ No

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PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

☐ Yes ☒ No

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

See guidance on regulated entertainment

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

☐ Yes ☒ No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☐ Yes ☒ No

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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

Continued from previous page...

FRIDAY

Start 08:00

End

Start

End 00:00

SATURDAY

Start 08:00

End

Start

End 00:00

SUNDAY

Start 08:00

End

Start

End 00:00

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.

NONE

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.

NONE

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

Name

First name

RATNASINGAM

Family name

SINNATHURAI

Date of birth

03 / 01 / 1967

dd

mm

yyyy

Continued from previous page...

Enter the contact's address

Building number or name	25
Street	TEMPLEWOOD COURT
District	
City or town	HADLEIGH
County or administrative area	ESSEX
Postcode	SS7 2RQ
Country	United Kingdom
Personal Licence number (if known)	019839
Issuing licensing authority (if known)	LONDON BOROUGH OF BARKING & DAGENHAM

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

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

Reference number for consent form (if known)

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

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ADULT ENTERTAINMENT

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

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

NONE

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

Continued from previous page...

MONDAY

Start 08:00

End

Start

End 00:00

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 08:00

End

Start

End 00:00

WEDNESDAY

Start 08:00

End

Start

End 00:00

THURSDAY

Start 08:00

End

Start

End 00:00

FRIDAY

Start 08:00

End

Start

End 00:00

SATURDAY

Start 08:00

End

Start

End 00:00

SUNDAY

Start 08:00

End

Start

End 00:00

State any seasonal variations

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

NONE

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.

NONE

Continued from previous page...

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LICENSING OBJECTIVES

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

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

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

We will operate our business in a responsible manner and actively promote the Licensing Objectives at all times.

b) The prevention of crime and disorder

1) The premises licence holder, DPS, a personal licence holder or a fully trained member of staff authorised in writing by the DPS to sell alcohol shall be present at the premises at all times during the permitted hours for the sale of alcohol.
2)a) The premises licence holder shall ensure that a CCTV system is installed in the premises of a standard acceptable to Essex Police. The system shall be maintained in good working order & fully operational covering all internal areas of the premises to which the public have access and also the area immediately outside the premises. All entry and exit points shall be covered enabling frontal identification (full head and shoulders images), of every person entering the premises in any light condition to an evidential standard.

b) All staff will be fully trained in the operation of the CCTV system including the ability to download screenshots and images for Police or Authorised Officers on request. A minimum of one such member of staff fully trained in the operation of the CCTV system shall be on duty at all times that the premises are open to the public.

c) The CCTV system will have the capability to either download footage onto a disk or memory stick. The footage of the CCTV system will be retained for a minimum period of 31 days before re-writing itself with the correct date and time showing. Screenshots and CCTV footage will be made available to Police or Authorised Officers immediately upon request.

d) If the CCTV system is broken the premises licence holder shall notify the Licensing Authority and Police Licensing Team as soon as possible and get the fault rectified as soon as practicable.

e) The premises licence holder shall ensure that a log is kept with the details & the dates of all work / repairs carried out on the CCTV system including the name and phone number of the engineer.

f) On a minimum daily basis the premises licence holder / DPS will check that the CCTV system is operational and the date and time stamp are correctly set and on a minimum of a weekly basis, check that the CCTV system is also correctly recording images for a minimum of 31 days and that screenshots and footage can be correctly downloaded. Details of these checks are to be recorded in the appropriate section of the Incident Book.

3) An Incident Book shall be kept at the premises and made available to the Police or Authorised Officers, which will record the following:

All crimes reported;

Lost property;

All ejections of customers;

Any complaints received and the outcome;

Any incidents of disorder;

Any faults in the CCTV;

Any refusal in the sale of alcohol;

Any visit by a relevant authority or emergency service. Whenever Police are called a CAD number shall be obtained and recorded in the Incident Book.

4) Relevant notices shall be clearly displayed by the entry / exit door and behind the counter, as appropriate, advising customers:

That CCTV and the Challenge 25 proof of age policy are in operation;

Of the provisions of the Licensing Act 2003 regarding underage or proxy sales;

Of the permitted (licensed) hours for the sale of alcohol and the opening hours of the shop;

Asking customers to respect residents, to leave the shop and area quietly, not to loiter or drink outside the shop or in the street and to dispose of litter legally;

That customers may not drink alcohol in the premises;

That the shop does not buy alcohol or tobacco goods from unsolicited (cold) callers to the premises at any time and that

Continued from previous page...

details of any such unsolicited (cold) callers including CCTV images will be passed to the Police.

5) The Challenge 25 proof of age policy will be operated as the proof of age scheme. (See Box E Protection of Children From Harm - Condition 1 for full details.)

6) All staff shall be trained on induction and given refresher training at a minimum of six monthly intervals. (see Box E Protection of Children From Harm - Condition 4 for full details.)

7) There shall be no supply of alcohol for consumption off the premises except in sealed containers.

08) No spirits shall be sold in bottles of less than 20 cl (centilitres).

09) All spirits must be displayed behind the counter and all other alcohol shall be displayed in clear line of sight of the counter.

10) All displays of alcohol must be specifically covered by CCTV at all times.

11) A maximum of 20% of the retail display space may be used for the display of alcohol at any time.

12) All alcohol not on display will be stored in a lockable store.

13) The premises will actively engage with and work with the local Police Team and the Police and Council Licensing Teams.

14) Invoices or copies of all invoices relating to all alcohol and tobacco goods shall be kept on the premises for at least a year after the date of purchase. Alcohol and tobacco must never be purchased from a cold caller to the shop.

c) Public safety

A fire risk assessment and emergency plan will be prepared and be regularly reviewed. All staff will receive appropriate fire safety training.

d) The prevention of public nuisance

1) Relevant notices shall be clearly displayed by the entry / exit door and behind the counter as appropriate. (See Box B Prevention of Crime & Disorder - Condition 4 for full details.)

2) Management and staff will proactively discourage persons from drinking or loitering outside the shop both by monitoring the CCTV system & physical checks, politely asking persons drinking or loitering outside the shop to leave the area quietly.

3) The shop front will be kept tidy at all times and shall be swept at close.

4) No deliveries will be received or removal of rubbish especially glass take place between 20.00 and 08.00 daily.

e) The protection of children from harm

1) The Challenge 25 proof of age policy will be operated and only a photographic driving licence, a valid passport, a valid UK Armed Forces photographic identity card with the bearer's photograph on it or Home Office approved proof of age card with the bearer's photograph and the PASS logo / hologram on it will be accepted as proof of age.

2) Refusals of the sale of alcohol must be recorded in the relevant section of the Incident Book.

3) Relevant notices will be displayed by the entry / exit door and behind the counter as appropriate. (See Box B Prevention of Crime & Disorder - Condition 4 for full details.)

4) All staff will be trained for their role on induction and be given refresher training at minimum intervals of six months thereafter. Training will include the operation of the CCTV System, operation of the Challenge 25 proof of age scheme, including identifying persons under 25, making a challenge, acceptable proof of age, making and recording a refusal, avoiding proxy sales and sales to intoxicated persons, avoiding conflict, responsible alcohol retailing and safeguarding children.

5) Written training records will be kept for all staff members and made available to Police or Authorised Officers on request.

6) Unless an EPOS till system is in use, a manual till prompt will be displayed by each till to remind staff to check proof of age where appropriate.

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

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

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

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is A British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

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- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

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

Home Office online right to work checking service

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

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

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

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

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

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.

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 £87000 £315.00

Band D - £87001 to £125000 £450.00*

Band E - £125001 and over £635.00*

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

Band D - £87001 to £125000 £900.00

Band E - £125001 and over £1,905.00

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

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

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

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39999 £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 (£)

190.00

DECLARATION

Continued from previous page...

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my

* licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15).

☒ 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

* Date / /
dd mm yyyy

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

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

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

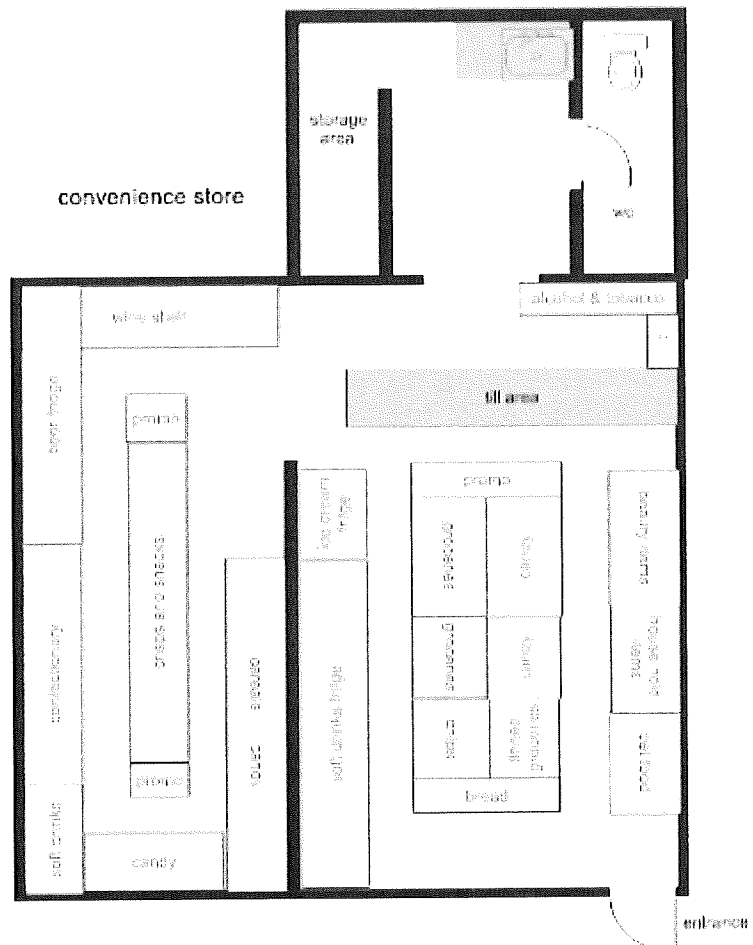
IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

OFFICE USE ONLYApplicant reference number Fee paid Payment provider reference ELMS Payment Reference Payment status Payment authorisation code Payment authorisation date Date and time submitted Approval deadline Error message

Is Digitally signed

☐[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)



Consent of individual to being specified as premises supervisor

_____ MR RATNASINGAM SINNATHURAI

[full name of prospective premises supervisor]

of

296 KILN ROAD,
BENFLEET,
ESSEX,
SS7 1QT

[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

A NEW PREMISES LICENCE

[type of application]

by

MR RATNASINGAM SINNATHURAI

[name of applicant]

relating to a premises licence

_____ TBA

[number of existing licence, if any]

for

35/37 HIGH STREET,
CANVEY ISLAND,
ESSEX,
SS8 7RB _____

[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

MR RATNASINGAM SINNATHURAI

[name of applicant]

concerning the supply of alcohol at

35/37 HIGH STREET,
CANVEY ISLAND,
ESSEX,
SS8 7RB

[name and address of premises to which application relates]

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

019839

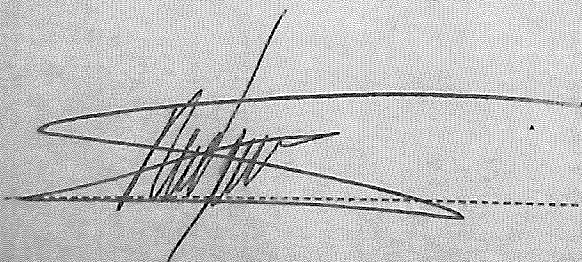
[insert personal licence number, if any]

Personal licence issuing authority

LONDON BOROUGH OF BARKING & DAGENHAM

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

Signed



Name (please print)

RATNASINGAM SINNATHURAI

Date

29/07/20

**NOTICE OF APPLICATION FOR A NEW PREMISES
LICENCE UNDER SECTION 17 OF THE LICENSING ACT
2003.**

NOTICE IS HEREBY GIVEN THAT MR RATNASINGAM SINNATHURAI HAS APPLIED TO CASTLE POINT BOROUGH COUNCIL FOR A NEW PREMISES LICENCE FOR 35/37 HIGH STREET, CANVEY ISLAND, ESSEX, SS8 7RB TO PERMIT THE SALE OF ALCOHOL FOR CONSUMPTION OFF THE PREMISES FROM 08.00 TO 00.00 (MIDNIGHT) DAILY ALL WEEK.

THE ADDRESS OF THE LICENSING AUTHORITY WHERE THE REGISTER IS KEPT AND THE APPLICATION MAY BE INSPECTED DURING NORMAL BUSINESS HOURS IS LICENSING SECTION, CASTLE POINT BOROUGH COUNCIL, KILN ROAD, THUNDERSLEY, BENFLEET, ESSEX SS7 1TF OR ON THE COUNCIL'S WEBSITE: www.castlepoint.gov.uk

ANY REPRESENTATIONS BY ANY OTHER PERSON OR RESPONSIBLE AUTHORITY MUST BE RECEIVED IN WRITING BY THE LICENSING AUTHORITY BY 04TH SEPTEMBER 2020 STATING THE NATURE AND GROUNDS FOR MAKING SUCH REPRESENTATION.

IT IS AN OFFENCE UNDER SECTION 158 OF THE LICENSING ACT 2003 TO KNOWINGLY OR RECKLESSLY MAKE A FALSE STATEMENT IN CONNECTION WITH AN APPLICATION. THE MAXIMUM FINE ON SUMMARY CONVICTION FOR THIS OFFENCE IS AN UNLIMITED FINE.

G T LICENSING CONSULTANTS TEL 07010 020770 FM.
gtlicensingconsultants@btinternet.com

Canvey Island
Essex

20th August 2020

For the attention of the licensing authority,

Re- New premises licence for 35-37 High Street, Canvey Island, SS8 7RB

I am writing regarding the above property and the proposed licence to permit the sale of alcohol between the hours of 8am and 12 midnight every day.

As a resident above the premises, I am extremely concerned about the level of noise and anti-social behaviour this will create.

Over the past few weeks, even when the store has not been open, there have been groups of young people congregating outside the premises making lots of noise, when the owner was inside arranging the shop.

Apparently, the owner's son is only 17 years old and these were his groups of friends. I fear that this premises may be used as a meeting point for the owner's son and his friends and that, although alcohol may not be consumed on the premises, it is likely to be consumed on the street outside, directly n where I, and my family will be trying to sleep.

I work shifts at a care home and have to get up at 5am every day for work, so the prospect of having to endure noise below my bedroom window 7 days a week, which will prevent me from being able to sleep, is extremely worrying.

In my opinion, the vast majority of people purchasing alcohol at midnight will already be intoxicated, therefore it is naive to assume that everyone will walk away quietly from the premises in a civilised manner. I believe it is more likely that it will attract groups of people congregating outside the premises, especially in these unprecedented times where the threat of COVID-19 has meant that options for meeting places are limited.

I have two children that I do not wish to endure or witness this behaviour. I am also concerned how I will be able to function well enough to sustain my job in the care home if I am unable to sleep due to the noise this will create. I am a single mum and I have worked extremely hard to own my own home. If I am unable to get enough sleep, I risk losing my job and therefore also our home.

Providing more opportunities for alcohol consumption in residential areas will inevitably increase anti-social behaviour, as well as encouraging an unhealthy lifestyle.

At a time when the government has just launched their new 'Obesity Strategy' which involves 'encouraging a reduction in alcohol consumption', in order to save lives and protect the NHS, I do not feel granting this licence would support the government's plans. It has been recognised that obesity and alcohol consumption puts members of the public at greater risk of contracting COVID and I feel it would be irresponsible to allow these premises to open such long hours, 7 days a week, as it is encouraging the unhealthy lifestyle that current policies are working hard to prevent.

Myself and the other residents of the flats above the proposed premises are extremely concerned and disappointed that this is even being considered. It is not essential for anyone to be able to buy alcohol at midnight as it can quite easily be bought at a more sociable hour and consumed later.

Approving this licence will have a hugely detrimental effect on the lives of those of us who will have to endure the consequences of noise at unsociable hours and anti-social behaviour, and I urge you to strongly reconsider granting this.

I look forward to your response and I would welcome advise on how I can escalate this matter further if required.

Yours faithfully,
An extremely worried, hard working, resident.

From:
Sent: 21 August 2020 19:57
To: Licensing
Subject: IR Flavouz 35-37 High Street SS8 7RD

Dear Sirs,

I am looking to register my concerns regarding a licensing application for the above named property.

. My concern is, that with licensing approved so late, the noise and disruption will be a detriment to their general well-being, and will disrupt their sleeping patterns.

The loitering of young adults in the town centre already exists. The lure of a shop open so late, with the selling of sweets and alcohol, will encourage this loitering further into town, throughout the evening, causing disruption and anti social behaviour.

This shop will be local to a mainstream school, and also multiple premises that are already licensed for alcohol consumption, and sale.

As a further point, the sign that is located on the shop window, is extremely misleading. It advises that any contesting of this licence be registered to a licensing consultant, whom I assume is working on behalf of the applicant. Only due to my diligence, and my research, was I able to find the correct email address to send my concerns to. Please find the attached photograph as evidence.

Please do not hesitate to contact me regarding any of the issues I have raised, and I will be happy to discuss my concerns further.

Yours Faithfully

**NOTICE OF APPLICATION FOR A NEW PREMISES
LICENCE UNDER SECTION 17 OF THE LICENSING ACT
2003.**

**NOTICE IS HEREBY GIVEN THAT MR RATNASI
SINNATHURAI HAS APPLIED TO CASTLE POINT
BOROUGH COUNCIL FOR A NEW PREMISES
LICENCE FOR 35/37 HIGH STREET, CANVEY ISLAND, ESSEX
SS7 1TB TO PERMIT THE SALE OF ALCOHOL FOR
CONSUMPTION OFF THE PREMISES FROM 00:01
(MIDNIGHT) DAILY ALL WEEK.**

**THE ADDRESS OF THE LICENSING AUTHORITY
THE REGISTER IS KEPT AND THE APPLICATION
INSPECTED DURING NORMAL BUSINESS HOURS
LICENSING SECTION, CASTLE POINT BOROUGH
COUNCIL, KILN ROAD, THUNDERSLEY, BENFORD
ESSEX SS7 1TF OR ON THE COUNCIL'S WEB
www.castlepoint.gov.uk**

**ANY REPRESENTATIONS BY ANY OTHER PERSON
RESPONSIBLE AUTHORITY MUST BE RECEIVED**

22-8-2020

Essex

Dear Sir

I

am the tenant of

35-37

High Street I strongly object to Mr Ratnasingham

Sinnathurai being granted a license to sell alcohol at the premises underneath my Flat. I have children living here and their bedroom windows are

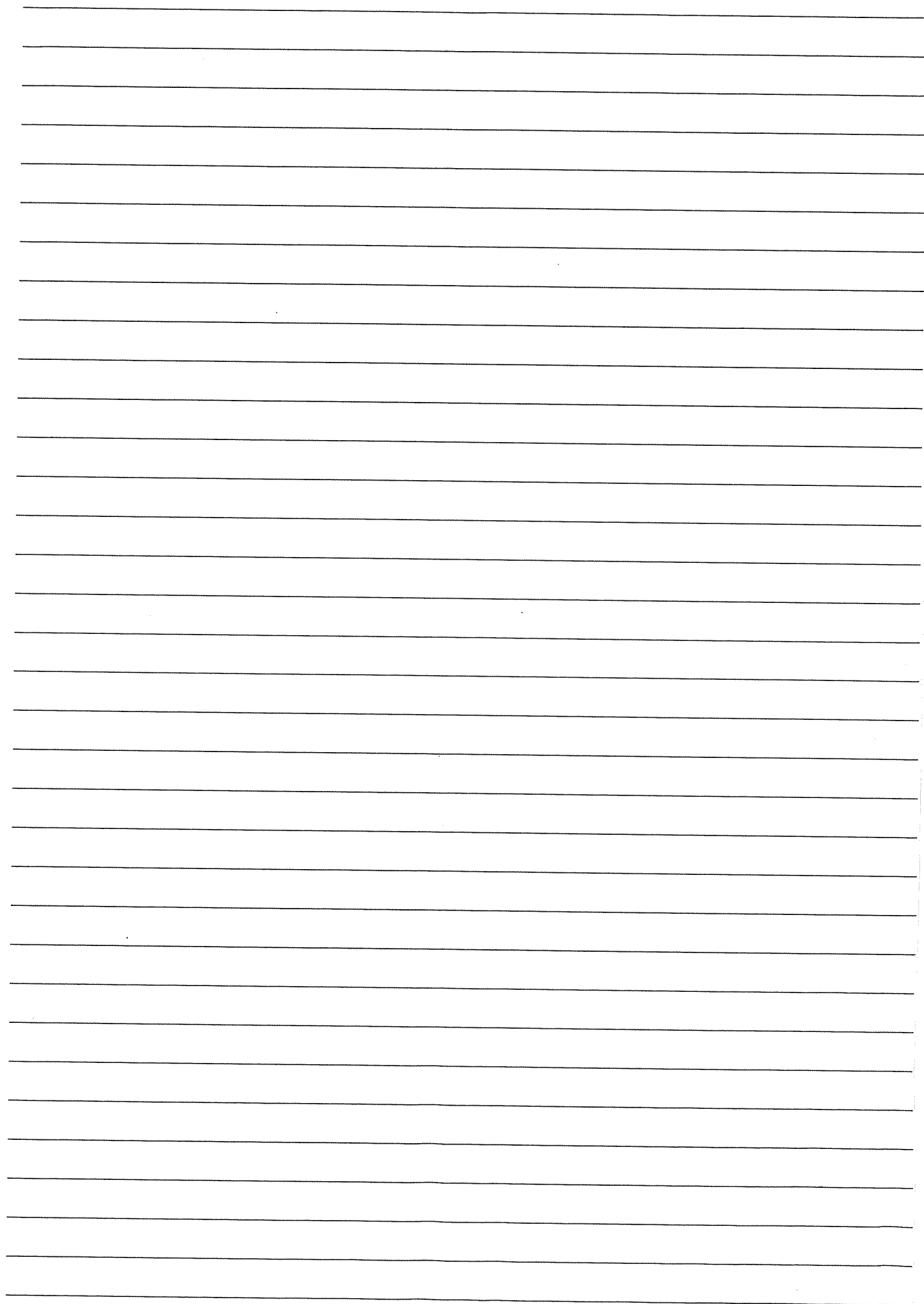
very close to the premises. My

concern is the noise and disruption will affect their well-being (Sleeping etc). There is no need for a late license for the selling of alcohol.

There are plenty of shops/supermarkets/Petrol Stations on the Island that sell alcohol and a lot of these attract teenagers and dropouts causing anti social behavior.

Even while the shop was being fitted out there has been disturbances from the shop owners young friends regarding the smoking of Cannabis and dangerous parking in Koroalyke Road which is

Yours Faithfully



From:
Sent: 02 September 2020 20:16
To: Licensing
Subject: Licence dispute

Application for new premises licence

Applicant: Sinnathurai Ratnasingam

Premises Address: IR Flavouz, 35/37 High Street, Canvey Island, SS8 7RB

To whom it may concern,

I would like to put in an objection for this licence, the premises that has applied for this licence is a unit below 3 residential flats and is at the end of a quiet residential street mainly populated by young families. Having a shop that sells alcohol til 12am 7 days a week would be a huge disruption to this street and will increase antisocial behaviour and conduct as the shop owner is handing the running of the shop to his 17 years old son, who is under the legal age to drink let alone sell alcohol. This young lad and his friends have already caused upset with the people that live above and the shop, with antisocial behaviour and drug use around the shop, I currently own 37 highstreet y. All this is before the shop has even opened let alone if they are to stay open til 12am 7 days a week. There here is no parking for the shop and as it is on the High Street which is mostly double yellow lines, it will cause disruption to the residents of the street as parking where you live is a struggle and this increase in traffic will just add to this problem.

Thank you for your time
Please don't hesitate to contact me

Get [Outlook for Android](#)

From: [redacted] >
Sent: 02 September 2020 13:02
To: Licensing
Subject: Alcohol license for Ratnasingam Sinnathurai, 35-37 High Street

Dear Sir

With reference to the application of a license to sell alcohol for Mr Ratnasingam Sinnathurai at 35-37 High Street, Canvey Island.

There are already plenty of shops on the island that are open till 10o'clock or 12o'clock that sell alcohol. There is no necessity for another one.

As far as I can see this is a sweet shop that will basically attract children and obviously at night teenagers. We don't need another place where teenagers can congregate late at night. There are three residential flats above the property and a late license will cause extra noise to them and the local residents

Yours faithfully

Canvey Island
Essex

Dear Sir / Madam.

I'm writing to Object
to the Alcohol Licence
Mr Sinnathurai has applied
for, premises 35/37 High St
Canvey. To Sell Alcohol Daily
8am to Midnight.

This is not acceptable,
there are enough shops
on Canvey open till
11pm Daily selling Alcohol
All these shops cause
trouble for residents,
Police are regularly
called to these certain
shops.

The people opening this
shop have been trouble

to the Residents already.
Smoking Cannabis outside
which goes straight into
the Flats above.

The main point I'm
concerned about is the
Flats above are families
with children.

The Bedrooms are right
~~under~~ ^{over} the Shop Door.

The Noise ~~at~~ midnight
would be horrendous.

Teenagers cause a lot
of trouble on the
Island especially in
the town.

A Shop on Furtherrick
Rd which sells Alcohol
has had lots of trouble.
Staff threatened, windows
smashed, Gangs congregating
outside. We don't ^{need} this
on Convey.

Opposite the Shop
which wants the licence
is

Sainsburys Sell Alcohol
NEWS 4 U

(Furtherwick Rd) " "

Bargain Booze "

Merco Petrol Station "

Mc Colls

Esso Grape 24hr Drink "

These are only a few
on the Island,

Theres plenty more.

When deciding please
bear in mind the
families in the Flats
above the Shops.

Also next door is

Building Site with

12 Flats for families
going up. People

