

# Licensing Committee Agenda

HEARING TO CONSIDER AN APPLICATION FOR VARIATION OF A PREMISES LICENCE

This meeting will consider only licensing matters delegated under the Licensing Act 2003

**4 April 2019 at 7pm**

**Marconi Room, Civic Centre,  
Duke Street, Chelmsford**

## **MEMBERS OF COMMITTEE INVITED TO ATTEND HEARINGS**

Councillor L. Millane (Chairman)

and Councillors

R.A. Alcock, J. De Vries and R.A. Villa

Local people are welcome to attend this meeting, where your elected Councillors take decisions affecting YOU and your City. There will also be an opportunity to ask your Councillors questions or make a statement.

If you would like to find out more, please telephone Daniel Bird in the Democracy Team on Chelmsford (01245) 606523 email [daniel.bird@chelmsford.gov.uk](mailto:daniel.bird@chelmsford.gov.uk), call in at the Civic Centre, or write to the address above. Council staff will also be available to offer advice in the Civic Centre for up to half an hour before the start of the meeting.

**This agenda is available in alternative formats, including Braille, large print, audio tape and other languages. Please call 01245 606923. Minicom textphone number: 01245 606444.**

**LICENSING COMMITTEE**

**HEARING TO CONSIDER AN APPLICATION FOR VARIATION OF A PREMISES  
LICENCE**

**4 April 2019**

**AGENDA**

1. **APOLOGIES FOR ABSENCE**
2. **DECLARATION OF INTERESTS**

All Members are reminded that they must disclose any interests they know they have in items of business on the meeting's agenda and that they must do so at this point on the agenda or as soon as they become aware of the interest. If the interest is a Disclosable Pecuniary Interest they are also obliged to notify the Monitoring Officer within 28 days of the meeting.

3. **LICENSING ACT 2003 – APPLICATION FOR A VARIATION OF A PREMISES  
LICENCE – MRH West End ,124 – 134 Rainsford Road, Chelmsford, CM1 2QL**

A report regarding this application is attached.

## LICENSING COMMITTEE

**4<sup>th</sup> April 2019**

### AGENDA ITEM 3

<b>Subject</b>	<b>LICENSING ACT 2003 - APPLICATION FOR A FULL VARIATION OF A PREMISES LICENCE</b> MRH West End ,124 – 134 Rainsford Road, Chelmsford, CM1 2QL
<b>Report by</b>	DIRECTOR OF PUBLIC PLACES

Lacey Latimer (01245) 606204  
Email (int./ext.) lacey.latimer@chelmsford.gov.uk

#### **Purpose**

To consider an application for a full variation of a premises licence, having regard to representations received and the requirement to promote the four licensing objectives:

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

#### **Options**

Members are advised that they have the following options when determining this application.

- (i) Grant the application, on the terms and conditions applied for
- (ii) Grant the application, on the terms and conditions applied for, modified to such extent as considered appropriate to promote the Licensing Objectives.
- (iii) Refuse the application in whole or in part.

The Committee is reminded that the applicant or any person making representation in relation to this matter may appeal the decision of the Council to the Magistrates' Court.

<b>Corporate Implications</b>	
Legal:	The Licensing Act 2003
Financial:	None
Personnel:	None
Risk Management:	None
Equalities and Diversity:	None
Health and Safety:	None
IT:	None
Other:	None

<b>Consultees</b>	None
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<b>Policies and Strategies</b>
The Council's Statement of Licensing Policy as required, by the Licensing Act 2003.

<b>Corporate Plan Priorities</b>	
The report relates to the following priorities in the Corporate Plan:	
Promoting sustainable growth to stimulate a vibrant balanced economy and provide more housing of all types.	
Making Chelmsford an even more attractive place, promoting Chelmsford's green credentials and creating a distinctive sense of place.	
Promoting healthy, active lifestyles and encouraging people to live well, making Chelmsford an even more enjoyable place in which to live, work and visit.	
Being outward looking, willing and committed to work in partnership to secure investment in the City, deliver key infrastructure projects and build community capacity.	
Investing in the organisation, its people and the working environment to ensure that the City Council is effective, high performing and successful in delivering its goals.	

## 1. Introduction

1.1 Members are requested to consider an application by Malthurst Petroleum Limited having regard to the representations received and the requirement to promote the four licensing objectives, namely:

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

## 2. Application

- 2.1 The applicant has applied for a full variation to the licence which includes the removal of all the conditions on the premises licence (annex 2), and replaced with conditions in section 16 B of the application form. **See Appendix A.** In addition the applicant wishes to make an alteration to the licensable activities as detailed below:

The supply of alcohol	Everyday	00:00 – 24:00
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- 2.2 The application has been properly made in accordance with The Licensing Act 2003 and all procedures correctly followed. The completed application form is attached as **Appendix A.**
- 2.3 Members are asked to note that as this report is published publicly, personal details have been redacted from some documents, however, the licensing authority and the applicant have received complete copies of all documents.
- 2.4 The applicant has provided conditions consistent with the operating schedule intended to promote the four licensing objectives which are included as part of the application shown in **Appendix A.**

## 3. Representations

- 3.1 During the course of this application, in line with the Act, we sent a copy of the application to:

Essex Police  
Essex County Fire and Rescue Service  
Head of Planning Services  
Principal Environmental Health Officer (Environmental Protection)  
Head of the Children's Safeguarding Service  
Essex Trading Standards  
Principal Environmental Health Officer (Commercial)  
Licensing Authority  
Public Health Trust

- 3.2 Responses to the consultation on this application have been received from 16 Members of the public and one local ward Councillor in the form of written representations. Copies of all the representations received are attached to this report as **Appendix B.**

## 4. Statement of Licensing Policy

- 4.1 There are no specific issues arising from this application relevant to the Council's statement of licensing policy.

4.2 The following extracts from the Council's statement of licensing policy are brought to the general attention of members:

(1.2) When assessing applications, the Licensing Authority must be satisfied that the measures proposed in the applicant's operating schedule to promote the four licensing objectives aim to achieve that outcome, as far as possible.

(1.37) Where relevant representations are made, the Council will seek to make objective judgements as to whether conditions may need to be attached to various authorisations, to secure promotion of the licensing objectives.

(1.41) The Licensing Authority recognises that all applications should be considered on an individual basis and any condition attached to such a licence will be tailored to each individual premises, in order to avoid the imposition of disproportionate and other burdensome conditions on those premises. Standard conditions will therefore be avoided and no condition will be imposed that cannot be shown to be appropriate and proportionate for the promotion of the licensing objectives.

#### **List of Appendices**

Appendix A	Copy of application form
Appendix B	Copies of representations received

#### **Background Papers**

Nil



**Chelmsford**  
**Application to vary a premises licence**  
**Licensing Act 2003**

For help contact  
[licensing@chelmsford.gov.uk](mailto:licensing@chelmsford.gov.uk)  
 Telephone: 01245 606727

\* required information

### Section 1 of 18

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

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

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 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.

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

**Section 2 of 18**

**APPLICATION DETAILS**

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

\* Premises Licence Number

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

**Premises Contact Details**

Telephone number

Continued from previous page...

Non-domestic rateable  
value of premises (£)

34,500

### Section 3 of 18

#### VARIATION

Do you want the proposed  
variation to have effect as  
soon as possible?

☒ Yes

☐ No

Do you want the proposed variation to have effect in relation to the  
introduction of the late night levy?

☐ Yes

☒ No

You do not have to pay a fee if the only  
purpose of the variation for which you are  
applying is to avoid becoming liable to the  
late night levy.

If your proposed variation  
would mean that 5,000 or  
more people are expected to  
attend the premises at any  
one time, state the number  
expected to attend

#### Describe Briefly The Nature Of The Proposed Variation

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

A petrol forecourt store located on Rainsford Road, Chelmsford. CM1 2QL.

The variation is to do the following:

1. To enable the sale of alcohol 24 hours daily.
2. To remove conditions currently in Annex 2.
3. To include in Annex 2 the conditions in box b to e of Section 16 of the application.

### Section 4 of 18

#### PROVISION OF PLAYS

See guidance on regulated entertainment

Will the schedule to provide plays be subject to change if this application to  
vary is successful?

☐ Yes

☒ No

### Section 5 of 18

#### PROVISION OF FILMS

See guidance on regulated entertainment

Will the schedule to provide films be subject to change if this application to  
vary is successful?

☐ Yes

☒ No

*Continued from previous page...*

**Section 6 of 18**

**PROVISION OF INDOOR SPORTING EVENTS**

See guidance on regulated entertainment

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

☐ Yes ☒ No

**Section 7 of 18**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

See guidance on regulated entertainment

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

☐ Yes ☒ No

**Section 8 of 18**

**PROVISION OF LIVE MUSIC**

See guidance on regulated entertainment

Will the schedule to provide live music be subject to change if this application to vary is successful?

☐ Yes ☒ No

**Section 9 of 18**

**PROVISION OF RECORDED MUSIC**

See guidance on regulated entertainment

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

☐ Yes ☒ No

**Section 10 of 18**

**PROVISION OF PERFORMANCES OF DANCE**

See guidance on regulated entertainment

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

☐ Yes ☒ No

**Section 11 of 18**

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

See guidance on regulated entertainment

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

☐ Yes ☒ No

Continued from previous page...

## Section 12 of 18

### PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

☐ Yes

☒ No

## Section 13 of 18

### SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

☒ Yes

☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Provide 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

Continued from previous page...

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.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, 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 14 of 18

##### 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.

Provide 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.

The premises sells alcohol and other age restricted products.

#### Section 15 of 18

##### HOURS PREMISES ARE OPEN TO THE PUBLIC

###### Standard Days And Timings

MONDAY

Start

End

Start

End

Provide 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

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

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 above, list below.

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

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

The conditions listed under Annex 2.

☒ I have enclosed the premises licence

*Continued from previous page...*

☐ I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

## Section 16 of 18

### 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.

b) The prevention of crime and disorder

1. A CCTV system will be installed, or the existing system maintained, such system to be fit for purpose.
2. The CCTV system shall be capable of producing immediate copies on site. Copies of recordings will either be recorded on good quality video tape or digitally on to CD/DVD or other equivalent medium.
3. Any recording will be retained and stored in a suitable and secure manner for a minimum of 31 days and shall be made available, subject to compliance with Data Protection legislation, to the police for inspection on request.
4. The precise positions of the camera may be agreed, subject to compliance with Data Protection legislation, with the police from time to time.
5. The system will display, on any recording, the correct time and date of the recording.
6. The CCTV system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.

c) Public safety

There will at all times be adequate levels of staff maintained at the premises. Such staff levels will be disclosed, on request, to the licensing authority and police.

d) The prevention of public nuisance

Adequate waste receptacles for use by customers shall be provided in and immediately outside the premises.

e) The protection of children from harm

The premises licence holder will ensure that an age verification policy will apply to the premises whereby all cashier will be trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the



*Continued from previous page...*

licence holder so elects) to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form of identification that complies with any mandatory condition that may apply to this licence.

Signage informing customers of the age verification policy adopted at the premises will be prominently displayed.

## **Section 17 of 18**

### **NOTES ON REGULATED ENTERTAINMENT**

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.



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- 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 18 of 18

### 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. For instructions on calculating the fee payable in respect of this licence, please refer to: <http://www.chelmsford.gov.uk/apply-vary-licence>

\* Fee amount (£)

315.00

### 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.

☐ 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

Winckworth Sherwood LLP

\* Capacity

Agent

\* Date

19 / 02 / 2019  
dd mm yyyy

Add another signatory

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/chelmsford/change-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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**OFFICE USE ONLY**

Applicant reference number	TLV/29898/102
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	<input type="checkbox"/>

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

**Phone number**

**Email address:**

**Your enquiry:** Reference application for: MRH West End Type: Application for variation of premises licence Address: 124 – 134 Rainsford Road Closing date for representations: 19 March 2019 Details: Supply of alcohol everyday between 00:00 till 24:00 Change in conditions. I object to this application in the strongest possible terms for the following reasons. The application is in contravention of at least 3 of the 4 licensing objectives: •the prevention of crime and disorder - Maltese road (and the surrounding area) is already subjected to an unreasonable level of crime and disorder as a direct consequence of people using the access routes Maltese Road provides to other areas of the town. Regular disruption and crime is an ongoing problem in this residential road from people who are returning from drinking in the Globe Pub and the Pubs in the center of Chelmsford. This includes late night noise and arguments, fighting, antisocial behaviour and littering. Providing a 24hour alcohol sales outlet at the entrance to the Maltese Road will only exacerbate this issue and increase risks to the safety of local residents. The amount of litter (empty beer cans, broken bottle of spirits etc) from alcohol sold at the corner shop at the junction with Rainsford Road is already unacceptable and I am regularly collecting litter from along the street and that which is thrown onto my property. •public safety - this is partly covered by my points above. But to reiterate, the activities of some people returning from drinking in the center of town is already a risk to the local residents. Shouting, arguments and violence are a regular occurrence, especially at weekend, and providing further access to alcohol at the entrance to Maltese Road will only increase this problem. •prevention of public nuisance - as per my earlier comments I have already broadly covered this issue. The activities of people returning from the town center, particularly after consuming alcohol already cause a nuisance to local residents. By providing a retail outlet for them to 'top up' on their way home, possibly loitering in the area and consuming more drink will only cause more problems. •the protection of children from harm - Because of the regular occasions of broken alcohol bottle in the road, and the lack of regular council litter clearing, increasing access to bottles that can be left broken in the road the hazard to children walking to school will only increase.

**Date of enquiry:** 01/03/2019

**Page Meta Data:** SourcePage=<https://www.chelmsford.gov.uk/your-council/contacting-us/contact-licensing/>–

**Email address**

**Your enquiry:** REF: MRH WEST END I would like to object to the planned application for a 24 hour alcohol license for MRH West End on Rainsford Road. I live just 50 metres away. And our street is already littered with empty cans and smashed bottles each day. We as a street regularly will clean them up. We have also collectively established a neighborhood watch scheme due to the increasing levels of crime and drug related incidents on our road. We are working with the police to share information to ensure the road is stopped used as a place for drug deals and takings to be completed. The extension of the MRH alcohol license would see more individuals consuming alcohol and disposing of alcohol items in my road, my drive way and my garden. Let alone the associated noise and disturbances that come with alcohol and late nights. I'm all for a good drink and freedom of choice, but with a pub, a corner shop and the petrol station all selling alcohol to 11pm, I feel that's more than enough choice. Plus the copious bars ,shops and restaurants in Chelmsford. If you need alcohol 24 hours a day, are MRH willing to invest in the local clean up, associated increase in crime and noise disturbances?? I thorough and whole heartedly object to this application as I did to the first.

**Date of enquiry:** 05/03/2019

**Page Meta Data:** SourcePage=<https://www.chelmsford.gov.uk/your-council/contacting-us/contact-licensing/>~

**Email address:**

**Your enquiry:** I wish on behalf of myself and my husband to strongly object to the proposal of selling alcohol from the Garage in Rainsford Road for 24 hours a day. We already have many varied problems in our road, from drug dealing to anti social behaveoir . This includes broken bottles, urinating behind residents hedges, damage to cars etc etc. This application would,in our view, only make matters much worse.

**Date of enquiry:** 05/03/2019

**Page Meta Data:** SourcePage=<https://www.chelmsford.gov.uk/your-council/contacting-us/contact-licensing/>~

**Your enquiry:** My husband I would like to object to the MRH West End Application for variation of premises licence at 124 – 134 Rainsford Road to supply alcohol everyday between 00:00 till 24:00. In the past 2 years many young people are using our road to sell drugs, we have recently been burgled and the crime rate in the road is steadily rising, we are woken at night by drunks using the road as a cut through to Swiss Avenue and drug users being violent. A corner shop selling alcohol 24 hours a day will encourage people to drink cheap alcohol at all times and encourage anti-social behaviour and lead to knife crimes and worse. We object on the following grounds: •the prevention of crime and disorder •public safety •prevention of public nuisance •the protection of children from harm Do I need to put this in writing or will this be submitted as our objection?

**Date of enquiry:** 05/03/2019

**Page Meta Data:** SourcePage=<https://www.chelmsford.gov.uk/your-council/contacting-us/contact-licensing/>–

Email address:

**Your enquiry:** Licensing Section Chelmsford City Council Duke Street Chelmsford Essex CM1 1JE Dear Sir / Madam I write with regards to the following Licensing Application: MRH West End Type: Application for variation of premises licence Address: 124 – 134 Rainsford Road Closing date for representations: 19 March 2019 Details: Supply of alcohol everyday between 00:00 till 24:00. Change in conditions Dear Sir / Madam, I am writing to you to object to the alcohol licensing application for MRH Services at 124 – 134 Rainsford Road. The application is to provide a 24 hour offsite license from the service station. My objection pertains to the following licensing objectives: - the prevention of crime and disorder, - prevention of public nuisance. Maltese Road is situated near to the service station and is a thoroughfare for people travelling from the city centre to the Melbourne estate and other locations to the North of the city via the path to Swiss Avenue. Granting the license will encourage anti-social behaviour which constitutes a public nuisance by selling alcohol to those seeking alcohol post closure of public houses and night clubs in the city centre. This would encourage the congregation of people around the entrance to the service station, along the residential street back to the North of the city and increase noise, waste pollution and public order offences. The junction between Rainsford Road and Maltese Road is already subject to public nuisance and crime through drug dealing which takes place at the entrance to Maltese Road, along it's length, in the church car park, and on, or near the path to Swiss Avenue. Many complaints have been made to the police regarding this activity. It still takes place and adding an additional outlet for alcohol would increase the incidents of this public nuisance and crime as people combine late night alcohol buying with obtaining drugs all within the space of 50 metres of the service station. There are already 3 onsite and offsite alcohol sales services within 600 metres of the service station with the Premier convenience store, the Globe public house, Gibsons corner shop and deli and the Black Bull public house. We are well served for alcohol sales. Adding another would not provide additional public service and would be to the detriment of these businesses and the residents of Rainsford Road and Maltese Road. Yours Sincerely

/03/2019

Page Meta Data: SourcePage=<https://www.chelmsford.gov.uk/your-council/contacting-us/contact-licensing/>~

**Email address:**

**Your enquiry:** Dear Sir/Madam, I am writing to object to the alcohol licensing application for MRH Services at 124 – 134 Rainsford Road. The application is to provide a 24 hour offsite license from the service station. My objection pertains to the following licensing objectives: - the prevention of crime and disorder, - prevention of public nuisance. Maltese road is situated near to the service station and is a thoroughfare for people travelling from the city centre to the Melbourne estate via the path to Swiss Avenue. I fear that granting the license would encourage anti-social behaviour which constitutes a public nuisance by selling alcohol to those seeking alcohol post closure of public houses and night clubs in the city centre. This would encourage the congregation of people around the entrance to the service station and increase noise and the potential for public order offences. The junction between Rainsford Road and Maltese Road is already subject to public nuisance and crime through drug dealing which takes place at the entrance to Maltese Road and on, or near the path to Swiss Avenue. Many complaints have been made to the police regarding this activity. It still takes place and adding an additional outlet for alcohol would increase the incidents of this public nuisance and crime as people combine late night alcohol buying with obtaining drugs all within the space of 50 metres of the service station. There are already 3 onsite and offsite alcohol sales services within 600 metres of the service station with the Premier convenience store, the Globe public house, Gibsons corner shop and deli and the Black Bull public house. We are well served for alcohol sales. Adding another would not provide additional public service and would be to the detriment of these businesses and the residents of Rainsford Road and Maltese Road. Yours faithfully,

**Date of enquiry:** 16/03/2019

**Page Meta Data:** SourcePage=<https://www.chelmsford.gov.uk/your-council/contacting-us/contact-licensing/>–



**Your enquiry:** Dear Sir / Madam, I'm writing to register an objection to the following application: - MRH West End  
Type: Application for variation of premises licence Address: 124 – 134 Rainsford Road Details: Supply of alcohol  
everyday between 00:00 till 24:00. Change in conditions My objection pertains to the following: - - the prevention of  
crime and disorder, - prevention of public nuisance. Twenty four hour licencing will encourage anti-social behaviour  
by selling alcohol post closure of public houses and night clubs in the city centre. It will encourage groups of already  
inebriated people to congregate resulting in late night noise for residents near to the petrol station, increased waste  
in the form of bottles, cans and food packets strewn across footpaths, roads and residential gardens in all routes  
away from the site and will generally support unhealthy levels of drinking which have other longer terms costs for  
society. With multiple other outlets available for restricted hour alcohol supply locally, adding another would not  
provide additional public service. Please confirm registration of this objection. Kind regards,

**Date of enquiry:** 17/03/2019

**Page Meta Data:** SourcePage=<https://www.chelmsford.gov.uk/your-council/contacting-us/contact-licensing/>-

## LATIMER, Lacey

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**From:** Deakin, Cllr J.  
**Sent:** 18 March 2019 13:17  
**To:** LATIMER, Lacey  
**Subject:** Re: Application for a full variation MRH West End

**Categories:** Rep

Lacey,

I am aware that a similar application came in for this petrol station in the past, which I could not support.

In my opinion nothing has changed, therefore I object to this application.

This petrol station is on a walking route home for many residents out late at night. There continues to be complaints about anti-social behaviour in the area due to excess alcohol (and drugs). People falling into front gardens, vomiting, discarding bottles, cans and food packaging. Residents are regularly waking up to find their gardens in a mess, and the occasional person asleep. Serious consideration must be given to the families living in properties, in close proximity, and adjoining these premises.

There are several outlets locally for alcohol and another is excessive. The opportunity to purchase alcohol throughout the night would not be welcomed by local residents.

There is also the concern about encouraging drivers, through opportunity, to buy and possibly drink alcohol whilst in charge of their vehicles.

Regards  
Jude Deakin

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**From:** LATIMER, Lacey  
**Sent:** 19 February 2019 16:22  
**To:** DL Councillor  
**Subject:** Application for a full variation MRH West End

Dear Members,

You are advised that an application has been received from Malthurst Petroleum Limited in respect of the premises listed below for a full variation under the Licensing Act 2003.

Premises:	MRH West End 124 – 134 Rainsford Road Chelmsford CM1 2QL
Licensable Activities applied for:	Supply of alcohol everyday between 00:00 till 24:00
Date by which any representations must be received:	19 <sup>th</sup> March 2019
Licensing Officer with conduct of the application:	Lacey Latimer

Licensing Section  
Chelmsford City Council  
Duke Street  
Chelmsford  
CM1 1JE

MRH WEST END 124 – 134 Rainsford Road  
24 HOUR LICENSE APPLICATION

Dear Sir,

I object to the above application which runs contrary to the city councils stated licencing objectives for...

- the prevention of crime and disorder
- prevention of public nuisance
- public safety

Maltese Road is adjacent to the service station and is the favoured route for pedestrian traffic to the Melbourne area via the footpath to Swiss Avenue. There have been numerous incidents of late night drunken behaviour in Maltese Road and in recent times drug dealing has become commonplace. We fear that providing an additional outlet for alcohol immediately adjacent to the road entrance will only increase the incidents of crime and public nuisance.

There are already plenty of outlets for alcohol, both in the town centre and nearby where purchases can be made until the late evening. Allowing the service station to sell alcohol when all the pubs, night clubs and shops have closed is irresponsible because it will increase the risk of noise and anti-social behaviour in the early hours of the morning. If the license is granted it will therefore increase the potential for public order offences since it will allow those who have already been drinking to continue.

The availability of alcohol at a fuel station late at night is likely to be for immediate consumption rather than "next day" use. This is wholly inappropriate for the occupants of cars and could lead to serious traffic accidents and threaten public safety.

Please consider our objection.

19<sup>th</sup> March 2019

Licensing Section  
Chelmsford City Council  
Duke Street  
Chelmsford  
Essex  
CM1 1JE

**Alcohol Licencing Applications – Representation**  
**MRH West End Petrol Station – 124 – 134 Rainsford Road**

I am writing with reference to the MRH West End Petrol Station Alcohol licencing application and would like to make a representation.

I note that the representation would only be 'relevant' if it relates to the likely effect of the grant of the licence on the promotion of at least one of the four licensing objectives:

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

I am sure that you will be aware that the MRH West End Petrol Station is adjacent to Maltese Road. The neighbourhood watch group and other local residents have raised a number of concerns with the Police regarding anti-social behaviour and other instances of crime occurring in and around Maltese Road. The recent positive and timely response by the Police to these incidents has been reassuring.

I am concerned that granting a 24 hours a day alcohol licence to a local petrol station, which is in close proximity to a residential area, may cause a significant increase in public nuisance and crime in the area. Although Maltese Road is a no through road for motor vehicles it is a regular thoroughfare for pedestrians walking to and from the city centre and there have been instances of anti-social behaviour late at night as people return home after a night out in Chelmsford.

I would argue that granting the alcohol licence to a retailer located a family residential area, such as Maltese Road, will have a likely negative effect on all four of the four licensing objectives and should be refused.

Yours sincerely



Dear Sirs

**Re Application for variation of premises licence – MRH West End, 124-134 Rainsford Road**

I am writing to object to the application for a licence to sell alcohol between 00:00 and 24:00 every day for the Esso garage (referred to above). My objection is on the basis that the residents in Maltese Road have experienced problems with anti-social behaviour and do not need the problems exacerbated by individuals purchasing and consuming alcohol in and around our community.

Sadly, puddles of vomit and empty beer cans and spirit bottles are a regular occurrence in Maltese Road. We really do not need to be encouraging even more alcohol consumption when it is already easy to get hold of from supermarkets and small convenience stores. You may not be aware, but half way along Maltese Road there is a cut through to Swiss Avenue and that is a route that is regularly used by individuals intoxicated with alcohol. Why do we need to give them *more* access to it? I ask you to consider my objections and hope that you decide not to grant a licence to the Esso Garage in Rainsford Road.

Yours faithfully

Dear Sir/Madam

I live at \_\_\_\_\_ close to the passageway that leads to Westfield Avenue. I am writing to you regarding the application by MRH West End for 24 hour sale of alcohol.

Alcohol is currently sold during the day and into the late evening by a number of outlets in the area including the Co-op and Tesco supermarkets near the bus station, the Esso garage and corner shops at Maltese Road and Park Avenue. These more than adequately meet the needs of the local communities. These outlets all close down in late evening along with the local public houses in the area. The garage remains open overnight for the sale of petrol and snacks and the majority of its customers will come by car. I do not believe that many of the motorists calling in for petrol during the night are also wanting to purchase alcohol. Therefore this application is aimed at bringing in new customers on foot and it is this that will create the problem in the local roads.

The streets around the petrol station like Primrose Hill, Maltese Road and others off Rainsford Road are all residential and quieten down overnight until people rise again in the morning for work. If you were to open up a licenced premises at the Esso garage overnight it would attract people (late night drinkers) to come to purchase alcohol and to potentially consume it in the residential streets that radiate from the garage. As it would be the only premises selling alcohol in the area it would attract people from the many streets to the south, west and north of the garage. They would mainly come on foot and are likely to consume the alcohol on their way home. People purchasing alcohol at this time of night are unlikely to be purchasing it for a future date. The sale of alcohol at this time of night is inevitably going to lead to drunken behaviour, noise, disturbance and possibly public nuisance.

Maltese Road as you know can be used as a short cut from Swiss Avenue, Corporation Road, Westfield Avenue and North Avenue. Our street is generally a quiet residential road and only on odd occasions at weekends do we hear any noise from people returning home after the pubs have closed. Selling alcohol at the garage overnight could completely change all of that.

The proposal has the potential to create a problem that none of the residents in the streets around the garage want. As you are probably aware the residents of Maltese Road have recently been working with the police to deal with a drug trafficking problem in the locality. The last thing they or the police want is to add a further problem of late night drinking taking place in the vicinity. I therefore ask you to decline this application on the basis that people going to purchase alcohol after the local pubs and shops have closed will consume it shortly afterwards in the streets around the garage. Drinking at this time of night will inevitably lead to raised levels of noise and the possibility of public nuisance.

March 5, 2019

We object strongly to the application by MRH West End to vary the premises licence for the service station at 124-134 Rainsford Road, enabling the supply of alcohol for 24 hours daily.

The licensing objectives covering the lodging of representations have been noted, and we are confident – again (see final paragraph) – that this application imperils at least three of them.

■ Prevention of crime and disorder: As a link between this and alcohol is undeniable, it must make sense to restrict, rather than increase, the availability of drink – a theory to which, we are sure, our overworked police would readily subscribe.

■ Public safety: Of all premises where alcohol may be sold, a main road filling station seems to be among the most pointless and least desirable.

■ Prevention of public nuisance: Litter bins provided in response to a former residents' campaign are so blithely ignored that Maltese Road has for some time run its own clean-up operation, with neighbours removing cans, bottles, wrappers, cigarette packets and other debris which those who pass through can't be bothered to take with them. Are we expected also to dispose of the additional rubbish which would be the almost inevitable consequence of this application?

Similar objections were put forward, if memory serves, the last time a 24-hour licence was sought here. The application was rejected, and none of the licensing objectives appears to have changed; so why is this up for discussion? Is it to be the pattern for all time – application after application after application, in the hope that the licensing committee will eventually be caught off guard?

No, thank you!