

Committee: **Licensing Sub Committee**

Date: **Thursday 5 April 2018**

Time: **10.00 am**

Venue **Bodicote House, Bodicote, Banbury, OX15 4AA**

Membership

Councillor Surinder Dhesi
Councillor Douglas Webb

Councillor G A Reynolds

AGENDA

1. Appointment of Chairman of the Sub-Committee

2. Declarations of Interest

Members are asked to declare any interest and the nature of that interest that they may have in any of the items under consideration at this meeting.

Note: Any Member with a disclosable pecuniary interest will not be able to participate in the hearing, and should therefore notify the Head of Law and Governance in advance so that arrangements may be made for an alternate Member to attend.

3. Premises Licence Variation Application Hearing (Pages 1 - 62)

Report of Public Protection Manager

Purpose of report

To consider an application for a Licensing Act 2003 Premises Licence variation for Costcutter Express, Bloxham Service Station, Bloxham

Recommendations

- 1.1 There is no recommendation, but in considering the representations received and what is appropriate for the promotion of the licensing objectives, the steps the Sub-Committee can take are outlined in paragraph 6.2.

Councillors are requested to collect any post from their pigeon hole in the Members Room at the end of the meeting.

Information about this Agenda

Apologies for Absence

Apologies for absence should be notified to democracy@cherwellandsouthnorthants.gov.uk or 01295 227956 prior to the start of the meeting.

Declarations of Interest

Members are asked to declare interests at item 2 on the agenda or if arriving after the start of the meeting, at the start of the relevant agenda item.

Local Government and Finance Act 1992 – Budget Setting, Contracts & Supplementary Estimates

Members are reminded that any member who is two months in arrears with Council Tax must declare the fact and may speak but not vote on any decision which involves budget setting, extending or agreeing contracts or incurring expenditure not provided for in the agreed budget for a given year and could affect calculations on the level of Council Tax.

Evacuation Procedure

When the continuous alarm sounds you must evacuate the building by the nearest available fire exit. Members and visitors should proceed to the car park as directed by Democratic Services staff and await further instructions.

Access to Meetings

If you have any special requirements (such as a large print version of these papers or special access facilities) please contact the officer named below, giving as much notice as possible before the meeting.

Mobile Phones

Please ensure that any device is switched to silent operation or switched off.

Queries Regarding this Agenda

Please contact Aaron Hetherington, Democratic and Elections
aaron.hetherington@cherwellandsouthnorthants.gov.uk, 01295 227956

Yvonne Rees
Chief Executive

Published on Monday 26 March 2018

Cherwell District Council

Licensing Sub-Committee

5 April 2018

Premises Licence Variation Application Hearing

Report of Public Protection Manager

This report is public

Purpose of report

To consider an application for a Licensing Act 2003 Premises Licence variation for Costcutter Express, Bloxham Service Station, Bloxham

1.0 Recommendations

- 1.1 There is no recommendation, but in considering the representations received and what is appropriate for the promotion of the licensing objectives, the steps the Sub-Committee can take are outlined in paragraph 6.2.

2.0 Introduction

- 2.1 To consider an application for a variation to a premises licence submitted for Costcutter Express, Bloxham Service Station, Bloxham.

3.0 Report Details

- 3.1 Costcutter Express will be situated in Bloxham Service Station, South Newington Road, Bloxham.
- 3.2 An application for a Licensing Act 2003 premises licence variation was submitted to Cherwell District Council on 19 February 2018 to extend the hours for the sale of alcohol and to add the provision of late night refreshment. The openings hours are currently 24 hours, seven days a week however the garage is only open from 06.00 – 23.00 (Appendix 1) . The variation application seeks to extend the sale of alcohol from 06.00 – 23.00 to 24 hours and include late night refreshment from 23.00 – 05.00. Late night refreshment is the provision of hot food and drink (Appendix 2 and 3).
- 3.3 The premise licence was originally granted on 24 November 2005 to St Albans Operating Company and transferred on 24 July 2015 to Motor Fuel Limited. There is no adverse history recorded against this application.

4.0 Conclusion and Reasons for Recommendations

4.1 There is no recommendation.

5.0 Consultation

5.1 When an application for a premises license variation is submitted the applicant must display a blue notice at or near the relevant premises and advertise the application in a local publication no later than 10 days after submitting the application. This was published in the Banbury Guardian on Thursday 1 March 2018. The consultation period runs for 28 days from the day after the application is received. This gives interested parties and responsible authorities the opportunity to make representations in relation to the application.

5.2 The responses from responsible authorities were as follows:

- Police – no objection
- Fire Service – no response
- Child Protection – no response
- Trading Standards – no response
- Health & Safety Executive – no response
- Environmental Protection – no objection
- Health Protection – no objection
- Planning – no objection
- Parish Council – Representation received

5.3 There have also been 27 representations received from local residents all objecting to the application. One resident has supported the application. 10 representations received from local residents were invalid.

5.4 The applicant and all interested parties submitting representations have been invited to attend this hearing.

6.0 Alternative Options and Reasons for Rejection

6.1 At the end of the consultation period the licensing authority must hold a hearing if relevant representations are received. It must take such steps as it considers appropriate for the promotion of the licensing objectives, which are:

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

6.2 The steps the Sub-Committee can take are to:

- issue the licence as applied for;
- issue the licence with amended hours or licensable activities
- reject the application if it is considered necessary in order to promote the licensing objectives

7.0 Implications

Financial and Resource Implications

7.1 There are no financial implications arising directly from this report.

Comments checked by Kelly Wheeler, Principal Accountant for Operations and Delivery, 01327 322230, kelly.wheeler@cherwellandsouthnorthants.gov.uk

7.2 Legal Implications

The Licensing Sub-Committee's determination must comply with the Licensing Act 2003, the statutory guidance issued pursuant to section 182 of the Licensing Act 2003 and the council's Statement of Licensing Policy.

The applicant or 'other persons' who have submitted 'relevant representations' may appeal to the magistrates' court a decision of the Licensing Sub-Committee.

Comments checked by Matt Marsh, Solicitor, 01295 221691, matt.marsh@cherwellandsouthnorthants.gov.uk

8.0 Decision Information

Wards Affected

Adderbury, Bloxham and Bodicote

Links to Corporate Plan and Policy Framework

Not applicable

Lead Councillor

Not applicable

Document Information

Appendix No	Title
Appendix 1	Premise licence
Appendix 2	Full application
Appendix 3	Layout
Appendix 4	Representations – objections
Appendix 5	Representation – support
Appendix 6	Map
Background Papers	
None	
Report Author	Nicholas Sutcliffe, Licensing Manager
Contact Information	01327 322278 licensing@cherwell-dc.gov.uk

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LICENSING ACT 2003

PREMISES LICENCE

APPENDIX 1

PART A – Part 1

Costcutter Express Bloxxham Service Station South Newington Road Bloxxham Banbury OX15 4QF	Licence Ref:	PRM0182
	Date Granted:	07.07.2017
	Valid from: Valid to:	Not Time Limited
	Issue date:	07.07.2017
	Tel No.:	

Premises Licence Holder	Motor Fuel Limited Clock House Court 5-7 London Road St Albans AL1 1LA
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PART A - Part 2

Licensable Activities - Alcohol Sales

Activity	Days of Week	Open	Close
Sale of Alcohol Alcohol is supplied for consumption off the Premises	Monday to Sunday	06:00	23:00

Opening Hours

Days of Week	Open	Close
Monday -Sunday	00:00	00:00

Registered number of holder, for example company number, charity number


Registered Company Number 5206547

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr Kanagasabai Jeyaruban
1 Nuffield Drive
Banbury
OX16 1BS

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Licence Number: 17/PSL 01919
Licensing Authority: Cherwell District Council


Nicholas Sutcliffe
Licensing Manager
7 July 2017

Annex 1 – Mandatory

All Premises Licence authorising supply of alcohol

The licence is granted subject to the Mandatory conditions for sale of alcohol as set out in the Licensing Act 2003 as amended by the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 and Order 2014.

1. No Supply of alcohol may be made under the Premises Licence -
 - a) At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
 - b) At a time when then the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended
2. Every supply of alcohol under the Premises Licence must be made, or authorised by a person who holds a Personal Licence
- 3.1 The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises
- 3.2 In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises.
 - a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -
 - i. drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - ii. drink as much alcohol as possible (whether within a time limit or otherwise);
 - b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
 - e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available
- 5.1 The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- 5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- 5.3 The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
 - a. a holographic mark or
 - b. an ultraviolet feature
6. The responsible person must ensure that -
 - a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:-
 - i. beer or cider: ½ pint;
 - ii. gin, rum, vodka or whiskey: 25ml or 35ml; and
 - iii. still wine in a glass: 125ml; and
 - b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Minimum Drinks Pricing

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price
2. For the purposes of the condition set out in paragraph 1 -
 - a. "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
 - b. "permitted price" is the price found by applying the formula -

$$P=D+(D \times V)$$

Where: -

- i. P is the permitted price
 - ii. D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of alcohol, and
 - iii. V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of alcohol;
- c. "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- i. The holder of the premises licence
 - ii. The designated premises supervisor (if any) in respect of such a licence, or
 - iii. The personal licence holder who makes or authorises a supply of alcohol under such a licence;
- d. "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- e. "value added tax" means value added tax charged in accordance with Value Added Tax Act 1994
3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4.1 Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax

4.2 The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day

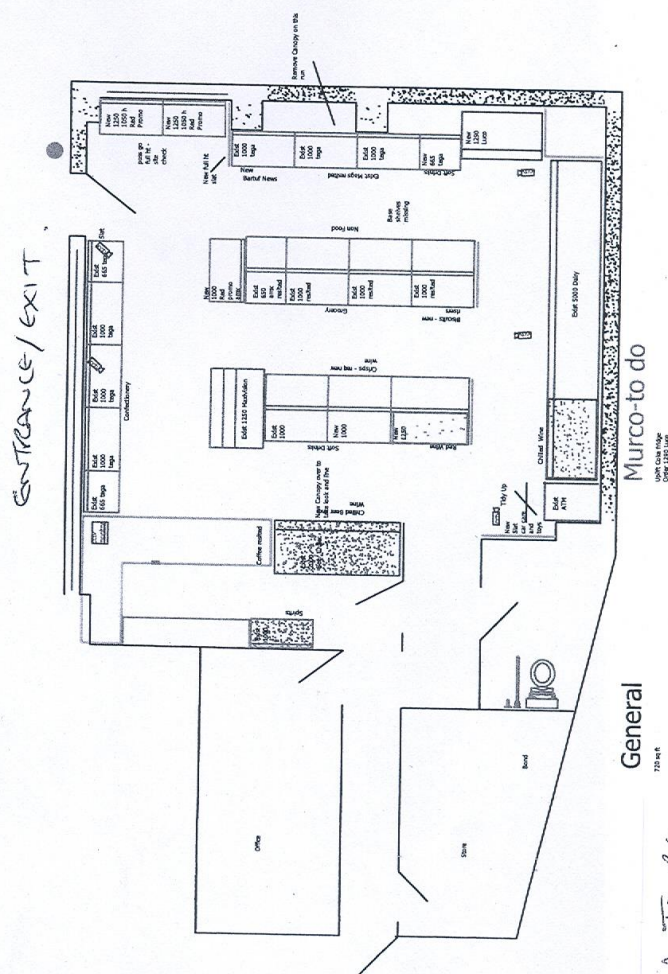
Annex 2 – Conditions consistent with the operating schedule

Annex 3 – Conditions attached after a hearing by the licensing authority

Conditions Required by Committee

Annex 4 – Plans

TITLE: Murco Bloxham Service Station South Newington Road Nr Banbury Oxfordshire OX15 4QF	DRAWN BY: PNW	DRAWING NO: M/Blox 1	CUSTOMER'S SIGNATURE:
	DATE: 3/Dec/08	REVISION: DRG 1:100	REPRESENTATIVE'S SIGNATURE:



ALCOHOL DISPLAY TO BE
 LOCATED THROUGHOUT
 THE STORE BUT SPIRITS
 ONLY TO BE LOCATED
 BEHIND THE COUNTER.

LICENSING ACT 2003

PREMISES LICENCE

PART B

Costcutter Express Bloxham Service Station South Newington Road Bloxham Banbury OX15 4QF	Licence Ref:	PRM0182
	Date Granted:	07.07.2017
	Valid to:	Not Time Limited
	Issue date:	07.07.2017
	Tel No.:	

Premises Licence Holder	Motor Fuel Limited Clock House Court 5-7 London Road St Albans AL1 1LA
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Licensable Activities - Alcohol Sales

Activity	Days of Week	Open	Close
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Opening Hours

Days of Week	Open	Close
Monday -Sunday	00:00	00:00

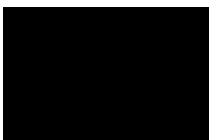
Registered number of holder, for example company number, charity number

Registered Company Number 5206547

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr Kanagasabai Jeyaruban

State whether access to the premises by children is restricted or prohibited



Nicholas Sutcliffe
Licensing Manager
7 July 2017

APPENDIX 2

* 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	<input type="text" value="Not Currently In Use"/>	This is the unique reference for this application generated by the system.
Your reference	<input type="text" value="MFG BLOXHAM"/>	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	<input type="text" value="MOTOR FUEL"/>
* Family name	<input type="text" value="LIMITED"/>
* E-mail	<input type="text" value=""/>

Main telephone number	<input type="text"/>	Include country code.
-----------------------	----------------------	-----------------------

Other telephone number	<input type="text"/>
------------------------	----------------------

☒ 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	<input type="text" value="5206547"/>
---------------------	--------------------------------------

Business name	<input type="text" value="MOTOR FUEL LIMITED"/>
---------------	---

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

VAT number	<input type="text" value="-"/>	<input type="text" value="123 4141 61"/>
------------	--------------------------------	--

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

Legal status	<input type="text" value="Private Limited Company"/>
--------------	--

Continued from previous page...

Applicant's position in the business

LIMITED COMPANY

Home country

United Kingdom

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

BUILDING 2 ABBEY VIEW

Street

EVERARD CLOSE

District

City or town

ST ALBANS

County or administrative area

HERTS

Postcode

AL1 2QU

Country

United Kingdom

Agent Details

* First name

CHRIS

* Family name

MITCHENER

* 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

Licensing Solutions

If your business is registered, use its registered name.

VAT number

-

566 4798 82

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

Legal status

Sole Trader

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

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 (£)

42,000

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.

GROUND FLOOR CONVENIENCE STORE LOCATED ON A FORECOURT - EXTEND THE HOURS FOR THE SALE OF ALCOHOL,
ADD THE PROVISION OF LATE NIGHT REFRESHMENT AND DEPOSIT A MODIFIED PLAN

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

Section 6 of 18

PROVISION OF INDOOR SPORTING EVENTS

Continued from previous page...

[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

Section 12 of 18

PROVISION OF LATE NIGHT REFRESHMENT

Continued from previous page...

Will the schedule to provide late night refreshment 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

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

☒ Indoors ☐ Outdoors ☐ Both

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

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Continued from previous page...

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 provision of late night refreshment 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 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

Continued from previous page...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption?

☐ On the premises ☒ Off the premises ☐ Both

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

State any seasonal variations.

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

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.

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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.

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.

NONE

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

Continued from previous page...

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

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.

Continued from previous page...

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

☐ I have enclosed the premises licence

☐ 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.

LICENCE TO FOLLOW DIRECT FROM HEAD OFFICE

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.

MANDATORY AND OTHER CONDITIONS NOT HIGHLIGHTED AS THOSE TO BE REMOVED TO REMAIN OR ENHANCED INCLUDING ALARM SYSTEM, CCTV SYSTEM WITH RECORDING FACILITIES, TRAINED STAFF WITH RECORDED ONGOING ALCOHOL TRAINING REGIME, CHALLENGE 25 AND PROOF OF AGE INITIATIVE EMBRACED, INSTORE CHALLENGE SIGNAGE, REFUSALS SYSTEM WITH REFUSALS BOOK AND INCIDENT LOG, ACCESS TO THE SHOP AT THE DISCRETION OF THE CASHIER 23.00 TO 05.30, AND SIGNAGE REQUESTING CUSTOMERS RESPECT NEEDS OF LOCAL RESIDENTS AND LEAVE QUIETLY

b) The prevention of crime and disorder

ALARM SYSTEM, CCTV SYSTEM WITH RECORDING FACILITY, TRAINED STAFF, CHALLENGE 25, REFUSALS SYSTEM AND INCIDENT LOG

c) Public safety

STAFF TRAINED IN FIRE SAFETY PROCEDURES AND THE USE OF FIRE SAFETY EQUIPMENT, FIRE FIGHTING EQUIPMENT

d) The prevention of public nuisance

STAFF TRAINED TO DEAL WITH SITUATIONS, USEABLE WASTE BINS PROVIDED ON THE FORECOURT

e) The protection of children from harm

FULL ALCOHOL TRAINING REGIME IN USE, ONGOING RECORDED ALCOHOL TRAINING WITH REFRESHER TRAINING TO BE CARRIED, CHALLENGE 25 TRADING INITIATIVE EMBRACED, CHALLENGE SIGNAGE, REFUSALS SYSTEM AND REFUSALS BOOK

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.

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 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.

Variation 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 £8700	£315.00
Band D - £87001 to £12500	£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 your are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£) 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

Continued from previous page...

* 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

* Capacity

* Date / /
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/cherwell/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

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

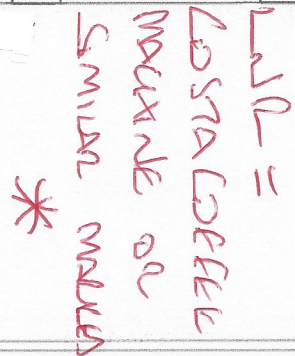
Approval deadline

Error message

Is Digitally signed ☐

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

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Jordon

The Jordon Group
E-Jordon Refrigeration
Refrigeration House
Quebec Street
OLDHAM
OL9 6GL
Tel: 0161-6229700
Fax: 0161-6229709
e-mail: sales@jordon.co.uk

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APPENDIX 4

Stephanie Broomfield

From:
Sent: 14 March 2018 19:13
To: Licensing (CDC)
Subject: Objection to Licensing Application No: 18/PRM 1262/ LA PRE2

Dear Sir/Madam,

I notice that an application has been made to vary the premises licence at the following address:-

Costcutter Express Bloxham Service Station
South Newington Road
Bloxham
Banbury OX15 4QF

I would like to make a formal objection to the application on the following grounds:

- 1) I believe selling alcohol 24 hours a day at a rural petrol station will incentivise motorists to drink & drive and thus put their own safety and the safety of others at risk.
- 2) For those living near or actually having to drive across the petrol forecourt (as I have too) to reach my house, selling alcohol 24 hours a day, increases the fear of a likelihood of an assault/harassment when returning home late at night plus increases the risk of burglary.
- 3) Selling alcohol 24 hours a day will increase the public safety risk, as 24 hour alcohol sales raises the likelihood of crime and as the pubs in Bloxham close at 11pm, some drinkers will want to carry on drinking, so will purchase more alcohol at the petrol station and potentially cause public nuisance through noise, litter, smashed glass and general disorderly behaviour.
- 4) With 24 hour opening comes additional noise pollution. There are lots of houses only a few feet away from this petrol station with lots of young children and the increased noise pollution would put these children at risk as their sleep is interrupted, remember this is a quiet village with no noise between 23.00 to 6.00am.
- 5) We already have lots of HGV lorries travelling through the village and stopping on the South Newington road to 'nip in' and purchase snacks & alcohol from the petrol station. This causes major tail backs and frustration with other motorists and is a major public safety concern. Granting 24 hours opening for alcohol and refreshments will only make this public safety issue even more acute.
- 6) I also note with interest, there are plenty of other petrol stations in Banbury which close at 11pm, why would Bloxham be different and need one open 24 hours a day and selling alcohol?

And finally, I note that Esso already have a 24 hour petrol station in Chipping Norton (12.9 miles from Bloxham) and they have three already in Banbury (3.5 miles from Bloxham) all selling petrol, alcohol & refreshments 24 hours a day. There are also other non Esso petrol stations in Banbury also open 24 hours a day.

I would welcome the opportunity to attend any hearing on this matter.

Kind regards

APPLICATION 18/PRM1262/LAPRE2 -BLOXHAM GARAGE

As the ward member for Bloxham, I would just like to voice the objections of some of my constituents in the village to the proposal to not only open the garage 24/7 but also to extend the alcohol licence from 11.00pm to 5.00 a.m. and also a hot food licence for the same timings.

I am not sure what the objective is here (except, of course, money-making). Bloxham is a village, albeit a large village and seemingly growing all the time. I have lived in Bloxham for 47 years and hopefully know a large proportion of the people living here and I have never heard of a need for a 24 hour license for drinks and hot food. This application is obviously aimed at HGV drivers who sometimes drive through the night – however, this garage is on the A361 and there are 24 hour garages in both Banbury (3 miles away) and Chipping Norton (10 miles away), so where is the need for this one in a particularly charming north Oxfordshire village? It will also become a target place for youngsters to hang out when other places are closed.

The garage is surrounded in residences (behind, opposite and to both sides) and I would suggest that no thought whatsoever has been given to the people living in these houses. The garage is already lit up to a ridiculous level, up to 11.00pm and if this application is granted that will mean the lighting will be on all night. This is a village, not a site in the middle of a town or a city, we do not need to light up our village with neon lights throughout the night, our smaller roads and lanes have recently been upgraded to LED lamps which do make the village a little bit darker, this would defeat that objective.

If these extra hours do attract the long distance HGV drivers, (and I cannot see who else is going to be driving round in the middle of the night), I cannot imagine what problems that will cause for the residents surrounding this garage with the constant noise of large trucks pulling in and out and if they do also buy hot food, they will not be eating it whilst driving but will pull over on the forecourt, leave their engines running to keep warm, and eat their hot food, causing even more air pollution than we already have in the village.

Yes, it is quite handy to have a garage in the village but not with these unnecessarily long opening hours and I am quite sure that the staff in the garage cannot be happy about it as obviously they will have to work shifts to cover all the hours.

Over the last few years, this garage has extended its opening hours several times and probably with little or no consultation with surrounding residents and I would ask the panel to seriously consider all the problems that may arise from this latest application for yet another extension of trading hours. I would stress again, that this is a rural village, albeit, on a main 'A' road, and residents who live here have a right to at least have a peaceful night's sleep. We do NOT need an all-night garage with hot food and alcohol also available!

South Newington Road
Bloxham
Oxfordshire

March 16th 2018

RE: License Application Number 18/PRM1262/LAPRE2

Dear Sir / Madam

I write to you in objection of the above application. I understand that the owners of Bloxham service station, Motor Fuel Group, have applied to extend the opening hours of the service station and serve alcohol to 24 hours.

I have several objections set out below but firstly I do not believe that a license to sell alcohol in a village 24/7 adds any benefit to the community. The village of Bloxham has three successfully run pubs, the co-op and the service station that all serve us well.

Currently the service station closes at around 23:00hrs each evening and opens at 06:00hrs. However I have noted that business slows to the occasional shopper of fuel or provisions after 20:00hrs, it is also my understanding that should the service station want to stay open for longer hours to sell fuel they already have this right.

My objections:

1. I understand that as a local authority you have a duty to control the density of licensed premises especially if it could impact health or antisocial behavior. It appears that the only commercial reason for the service station staying open 24 hours is the sale of alcohol – my objection is that this serves to only encourage late night drinking that can lead to health problems, antisocial behavior and an extra burden on police and ambulance services.
2. Over the last 10 years the service station has undergone several rebrands, each time more lights and advertising have been added to the point now that it effects local homes with the pollution of light. Should the current hours be extended I believe this would cause a Statutory Nuisance under the Environmental Protection act 1990 to many local family homes.
3. Noise is already an issue from the service station when cars, motorbikes, HGV's and delivery drivers leave engines running, rev the engines or accelerate away from the station, music is often played and occasional shouting and yelling. While most people can tolerate this up to 20:00hrs we believe that it will cause a Statutory Nuisance after this time.
4. Bloxham Service Station is not a setting suitable for 24 hour opening, it is surrounded by residential properties at close proximity and in a conservation area. Our home opposite the service station is listed and part of the historic character of the village.

5. I have a concern that should an alcohol license be extended in this village service station it will encourage drink drivers to make the trip in a vehicle. As it has been demonstrated that the only commercial reason for opening longer is alcohol sales.
6. Currently the risk of antisocial behavior is minimised as service station does not sell alcohol past the pub closing times. Should these hours be extended I feel that the likely hood of this will be increased. The possible effects of this could extend to local residents littering, noise pollution, smashed glass and general public nuisance.
7. I do have to question the motive for this application, as the owners are a national company who applied to Sedgemore District Council I draw the conclusion that this is something that the company simply applies to all its properties regardless of the setting, the demand or the effect that it will have on local residents or the community.
8. Finally, I question the safety of the staff who will be on duty. Currently the shop has no facility to serve customers outside of the store through a hatch. Leaving the staff vulnerable in the early hours when several miles from a police station. Should the application suggest that the sale of alcohol be on the forecourt via a hatch we would object that this will cause further nuisance to the local homes:

I trust that my objections will considered and you will refuse the application.

Yours sincerely

Stephanie Broomfield

From:
Sent: 15 March 2018 16:44
To: Charlotte Johnson
Subject: Esso Garage Bloxham, 24hr Opening

Dear Sirs

I understand that an application has been made for the Esso Petrol Station in Bloxham to remain open for 24hrs. I wish to express my objections to this proposal for the following reasons:-

Where is the need for this facility? There are already 24hr fuel stations in both Chipping Norton and Banbury, each within a reasonable distance along the A361.

Under normal circumstances there is only light traffic along the A361 after 10pm and I very much doubt that any through traffic, especially HGV's, would require fuel after 10pm.

I also understand that the application includes for the sale of alcohol until 12pm. The retail of this is bound to attract some undesirable elements to the village in the late evenings, and will undoubtedly lead to anti-social behaviour.

Another aspect to be taken into consideration is the effect that this change will have on the people living close to the site. There are several dwellings close by and, in fact, access to one estate is shared with the station forecourt. The effect on these residents could be considerable. Not only will the area have to be fully lit during the hours of darkness but the noise of vehicles arriving and departing would increase as would the amount of litter in the area.

When discussing this proposal I trust that the Licensing Authority will take my objections into consideration and reject the application.

Yours faithfully

Bloxham#OX15 4TJ

Stephanie Broomfield

From:
Sent: 15 March 2018 16:29
To: Charlotte Johnson
Subject: Esso Garage, Bloxham 24hr opening

Categories: Red Category

Dear Sirs

On hearing about the above mentioned garage's plan to stay open for 24 hours, I would like to register my objections to this proposal. In the first place it is totally unnecessary as there are already two garages, one in Chipping Norton and the other in Banbury that stay open 24 hours for the sale of petrol and other goods.

Bloxham is a village that needs to be preserved as a village and not attempted to be turned into a mini model of London. If permission is given to this application then other traders might also feel keen to stay open for 24 hrs. During the day the traffic and noise level has become unbelievably huge - as a walker in the village it is impossible sometimes to even cross the road. For this to be prolonged during the hours of darkness will make the noise and traffic levels become intolerable, not to mention the increase in rubbish that some people have no conscience in discarding in the surrounding area.

This appears to be a very furtive move on behalf of Esso as there has been no mention of this in the Banbury Guardian Public Notices, which presumably would have been the first step in advising the public of this change. The result has been a rushed response to the news which appears to be have been through 'word of mouth'. Not the proper way to go about making this announcement.

I hope that Cherwell District Council will decline this request and put the feelings of the local community first.

Bloxham
OX15 4TJ

Stephanie Broomfield

From:
Sent: 18 March 2018 20:34
To: Licensing (CDC); Charlotte Johnson
Cc:
Subject: Motor Fuel Ltd, Bloxham Services Station, South Newington Road, Bloxham

To whom it may concern

I would like to strongly object to the application 18/PRM1262/LAPRE2 relating to extending the hours for the sale of alcohol and adding the provision of late night refreshments for Motor Fuel Limited at Bloxham Service Station, South Newington Road, Bloxham, OX15 4QF on the grounds that this application does not comply with any of the following:

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

I have lived at my property for twenty years. The impact the garage and its customers have had on me, and my neighbours, has increased since I first moved to Bloxham in 1997. Originally the garage was only open 08.00 – 21.00 and over the years the extended opening hours has stretched and stretched to the point it is now 06.00 – 23.00. That is without the deliveries of milk, papers etc. during the period 23.00 – 06.00 when it is shut.

If the garage was allowed to sell alcohol and refreshments 24hours a day it does not give any resident a feeling of "well being". There have been issues of crime over the years I have lived at my property, some serious within this period, and the chances of more occasions where my children and I do not feel safe in our own home increase. It also increases the chance and threat of local crime to the garage and also any neighbouring properties. By encouraging people to be able to purchase alcohol with their petrol it is also likely it would encourage people to drink and drive which is an extremely serious matter.

To extend the opening hours and to allow alcohol to be purchased 24hrs a day encourages people to gravitate to the service station to purchase alcohol when pubs have closed or there is no alternative place without travelling to Banbury or Chipping Norton. This will disrupt our neighbourhood. Customers to the garage are currently noisy – music blaring, doors slamming, revving of engines, talking loudly during the early or late hours of the current opening and this would only get worse with extended licencing if it was approved.

Once the garage closes, the area is a quiet place at night and we can be guaranteed at the moment that after 23.00 there are no customers to the garage to cause any disruption. The threat of drunk and disorderly behaviour, particularly from younger people, who do not necessarily want to finish their

evening out when the pubs shut at 23.00, to come to the service station to top up! People do not leave the garage quietly now let alone in the small hours of the morning when the general noise levels are much lower as people are trying to sleep. It will also encourage people to congregate and treat the area as a place to socialise and hang out. The bus shelter will become a social space with alcohol and everything else they might require on tap – and a place to sit!

Customers to the garage are also politely asked (via signage) not to park across the access track leading from the garage forecourt to several properties. On a regular basis we have to ask people to move their vehicles whilst they are busy filling their car tyres with air or hoovering out their vehicles. This does not include customers who abandon their cars to pop into the shop or delivery trucks who are restricted as to where they can stop and unload. Customers also believe that our private driveway can be used as an extension to the garage parking and also to relieve themselves in our car park area when they do not have access to a WC.

Vehicles who are also not able to access the garage because of the forecourt is too busy or they are in a vehicle that is too large, also obstruct the main A361 road when they leave their vehicles there to purchase things from the shop. By allowing the garage to be a target for more customers out of hours these issues increase and are disruptive and anti social. We also find that litter is dropped and gravitates around to our driveway from the garage on a regular basis.

We would also like to be able to leave our windows open, particularly in the summer months, however this looks unlikely with the increased general disturbance that would occur if a 24 hour licence was granted. We are all working people who live around this area and expect to be able to relax and sleep well in our own homes.

We have also noted, and are objecting on a separate planning related matter, to the increased illuminated taller signage and general forecourt lights and that have again been replaced or upgraded recently. These are now shining into every neighbouring property which threatens to be a 24hour issue. The noise and light pollution disrupts and affects us all. Public safety is also at risk currently with extensive advertising positioned onto the land at the front of the garage which is believed to be public highways land. It is not possible to easily see when pulling out from the garage onto the A361.

By allowing the increased trading hours for alcohol and late night refreshments it is not allowing us to live in a family friendly environment. Nearly all of the immediate properties have children living in them and this is not encouraging a nice environment to live in.

I am also concerned to understand that the garage have sold alcohol to children under the age of 18. I know this was raised with the staff involved and it was recommended that they check the level of ID being provided. To increase the hours alcohol may be purchased it is possible that this problem will become a bigger issue.

I do not believe that a 24hour licence should be approved on all of the issues I have raised. It has also been noted that not one of the local residents was made aware of this application other than a small notice on the garage forecourt seen by accident. This application affects many people and properties and I believe the level of consultation attempted with us has been unsatisfactory.

Bloxham does not require a facility to be able to purchase alcohol every hour of the day. It is a village location and as such people move and live here for that lifestyle not a town type environment.

South Newington Road

Bloxham

OX15 4QF

Stephanie Broomfield

From:
Sent: 14 March 2018 16:00
To: Licensing (CDC)
Subject: Objection to Licensing Application No: 18/PRM 1262/ LA PRE2

Categories: Charlotte

Dear Sir/Madam,

I notice that an application has been made to vary the premises licence at the following address:-

Costcutter Express Bloxham Service Station
South Newington Road
Bloxham
Banbury OX15 4QF

I would like to make a formal objection to the application on the following grounds:

- 1) I believe selling alcohol 24 hours a day at a rural petrol station will incentivise motorists to drink & drive and thus put their own safety and the safety of others at risk.
- 2) For those living near or actually having to drive across the petrol forecourt to reach my house, selling alcohol 24 hours a day, increases the fear of a likelihood of an assault/harassment when returning home late at night plus increases the risk of burglary.
- 3) Selling alcohol 24 hours a day will increase the public safety risk, as 24 hour alcohol sales raises the likelihood of crime and as the pubs in Bloxham close at 11pm, some drinkers will want to carry on drinking, so will purchase more alcohol at the petrol station and potentially cause public nuisance through noise, litter, smashed glass and general disorderly behaviour.
- 4) With 24 hour opening comes additional noise pollution. There are lots of houses only a few feet away from this petrol station with lots of young children and the increased noise pollution would put these children at risk as their sleep is interrupted, remember this is a quiet village with no noise between 23.00 to 6.00am.
- 5) We already have lots of HGV lorries travelling through the village and stopping on the South Newington road to 'nip in' and purchase snacks & alcohol from the petrol station. This causes major tail backs and frustration with other motorists and is a major public safety concern. Granting 24 hours opening for alcohol and refreshments will only make this public safety issue even more acute.
- 6) I also note with interest, there are plenty of other petrol stations in Banbury which close at 11pm, why would Bloxham be different and need one open 24 hours a day and selling alcohol?

And finally, I note that Esso already have a 24 hour petrol station in Chipping Norton (12.9 miles from Bloxham) and they have three already in Banbury (3.5 miles from Bloxham) all selling petrol, alcohol & refreshments 24 hours a day. There are also other non Esso petrol stations in Banbury also open 24 hours a day.

I would welcome the opportunity to attend any hearing on this matter.

Kind reagrds

South Newington Rd
Bloxham

Oxon

OX15 4QF Tel

Re. Motor Fuel LTD
Convenience Store
Bloxham Service Store
OX15 4QF

I am objecting to the proposed increase in the opening hours to the above service store. My objections are as follows

1. I live directly behind said service store so will be effected by the increase noise levels during the night ie, air line in use, petrol pumps being pulled out/in, doors banging shop door opening + shutting
2. More vehicles obstructing my driveway when customers are using the air line or using the above store
3. The possibility of rowdy behaviour on the forecourt when alcohol can be purchased throughout the night.

Yours Sincerely

Stephanie Broomfield

From:
Sent: 16 March 2018 16:08
To: Licensing (CDC)
Subject: Objection to Licensing Application No. 18/PRM 1262/ LA PRE2

Dear Sir/Madam,

It has come to my attention that an application has been made to alter the premises licence at the following address:-

Costcutter Express Bloxham Service Station
South Newington Road
Bloxham
Banbury
OX15 4QF

I would like to make a formal objection to the application on the following grounds:

1. As we live directly behind the petrol station, 24 hour opening will bring additional noise pollution. Two of our bedrooms face directly on to the forecourt and I fear sleep deprivation will become a big issue for my family, especially during the warm Summer months when open windows at night are the only way we get any sleep. We have young children who's sleep will be compromised and I feel that is unacceptable.
2. We have to drive across the forecourt to access our house, selling alcohol 24 hours a day will increase the likelihood assault/harassment when returning home late at night. I also believe that a 24 hour alcohol service will promote a drink & drive culture which will put their own safety and the safety of others at risk. It will also raise the likelihood of crime and burglary. There is increased potential to cause public nuisance through noise, smashed glass, litter and general disorderly behaviour.
3. Light pollution is already an issue for us. I noticed that a much larger and brighter sign has been erected. It shines directly into all the rooms at the front of our house. Has permission been sought / required for this alteration? To be forced to endure this, on top of the added noise, really is outrageous. There is very little village lighting, by choice, in this area so this new sign stands out and not in a positive way.
4. We already have HGV lorries travelling through the village that regularly stop directly outside the filling station, on the South Newington Road, to pop in to purchase snacks etc. This causes no end of tail backs that results in traffic gridlock and is a major public safety concern for us. Granting a 24 hour opening licence will only make this public safety issue even more acute and bring the noise pollution to a new level. Bloxham is an industrious village but is quiet between 11pm and 6am. Banbury is only 3 miles away, with it's own supply of all night petrol stations. Why would Bloxham need one open 24 hours a day and selling alcohol, considering the station sits amongst residential dwellings?

I would welcome the opportunity to attend any hearing on this matter.
Kind Regards,

Sent from Samsung tablet.

Stephanie Broomfield

From: Stephanie Broomfield <stephanie@broomfield.co.uk>
Sent: 17 March 2018 14:14
To: Licensing (CDC)
Subject: 18/PRM1262/LAPRE2

To whom it may concern,

I wish to object to the application the Esso petrol station in Bloxham has made for a Sale of Alcohol – Monday to Sunday – 24 hours
Late Night Refreshment (hot food and drink) – Monday to Sunday - 23hrs to 05.00.
I live very near the petrol station and my reasons for objecting are:

the resultant noise for neighbours through the night;
the obtrusive forecourt lights illuminating the surrounding area;
the increase in the amount of forecourt signage; and
the need for this application, as there are 24 hour garages in both Chipping Norton and Banbury.

I would like to add that Bloxham is a rural village, despite having a main road through it, as many villages do. It is unnecessary for us to have somewhere which opens 24 hours a day when there are others nearby. The village is usually very quiet and peaceful at night.

It also makes a mockery of the conservation area - most of us who live nearby are in listed buildings and we make an effort to keep our properties in line with conservation - to have the petrol station increase its garish signage with no regard for the area is very disappointing. I realise this may be more of a planning issue than licensing but it seems that the owners of the garage are paying little heed to local residents in both areas of licensing and planning.

I hope you will reject this application.

Yours faithfully,

Church Street
Bloxham
OX15 4ET

Stephanie Broomfield

From: >
Sent: 15 March 2018 13:11
To: Licensing (CDC)
Subject: 18/PRM1262/LAPRE2

Dear Sir/Madam,

I would like to register my objection to the application by Bloxham Service Station to increase the hours during which they can sell alcohol.

People don't choose to live in a village like Bloxham because they can have access to 24 hour alcohol sales, and increased licensing hours will be of very little advantage to the local community. Instead, this would be detrimental to the local community as has the potential to cause issues with noise, litter, antisocial behaviour in a residential area, which is meant to be a conservation area.

We are well served in the village by 3 pubs which operate during normal hours and where people can drink alcohol in a controlled environment.

As a mother, I am particularly concerned about the access that this would give young people to alcohol, with very little regulation.

Yours,

, Hawke Lane, Bloxham, OX154PY).

Stephanie Broomfield

From:
Sent: 18 March 2018 19:11
To: Charlotte Johnson
Subject: 18/PRM1262/LAPRE2

Dear Sirs

I am emailing to strongly object to the change in licensing hours for the petrol station in Bloxham.

I live in very close proximity to the garage and this will have a major impact on us.

Over the years the facility has extended it's hours and 2300hrs is plenty long enough for a residential area which has very limited traffic through the village throughout the night.

My reasons and examples for objection are as follows:-

My car park area is adjacent to the petrol station and is shared with the Veterinary Surgery. Many occasions we have had glass bottles smashed in the car park and also around by the vets doorway. This is not just a nuisance but a danger to the vets clients and our working search dogs, which are often put into and taken out of our vehicles very early in the morning so the hazards are not always seen in the dark. This will just get worse and become even more regular if open to selling food & alcohol for longer periods.

Furthermore the stations customers use my area of parking for a toilet and on numerous occasions we have had theft of our property that is kept around the rear of our house.

The noise is constant for the hours the petrol station is currently open, with screeching tyres, beeping of horns, shouting and blaring stereos at night. The only reprieve is that we know it stops come 2300hrs when the garage closes. There have been incidents of fights breaking out, on one occasion I actually put my husbands ex-police dog on the leash as I was so concerned it was going to escalate further and involve damage to my property and on another occasion I had to intervene with a man beating a woman up for which I had to go to Crown Court.

In comparison to other 24hr garages in the area, Bloxham has residential property directly in front of the forecourt, directly behind & to the side so noise nuisance & light pollution is a major factor. The fact this is trying for a 24hr alcohol license is obviously just a ploy to stay open as both Esso's in Bodicote & Ermont Way also have a 24 hour licence but no longer sell it!! I feel this whole application has been dealt with most underhandedly, with no one even being aware of it until the latter part of last week, including the Parish Council. The notice was originally placed where no one would really see it as there is normally the managers taxi parked in front of it.

I hope these are valid enough points for this application to be firmly rejected.

Yours faithfully

Bloxham

Stephanie Broomfield

From:
Sent: 18 March 2018 19:15
To: Charlotte Johnson
Subject: Objection to Application reference 18/PRM1262/LAPRE2

Dear Ms C Johnson,

I write to strongly object to the proposal for the Esso garage on South Newington Road in Bloxham to be open 24hrs.

As we live right next door to this property and are already plagued by noise issues, ASB, broken glass from alcoholic drinks bottles and rubbish just dumped by drivers using my carpark and drive as an extension to the garage boundaries I believe the current closing time of 23:00hrs is more than late enough.

In order for us to enjoy our property and grounds and keep our working dogs safe and uninjured we already have to clean up daily the mess left by people visiting the garage as the broken glass can cause our dogs to be come seriously injured costing me money and remove my ability to earn money and could cost me contracts, this issue will only get worse if opening hours are extended further.

The noise generated by the garage can on frequent occasion become very intrusive and amount to a statutory noise nuisance, again with current closing time of 23:00 we know that this will end at that time, however extended hours will again mean that this can continue without end, the same applies to the ASB in regards to large groups of teenagers and young drivers.

There has also been a recent disturbing rise in crime within the village and I firmly believe that this will continue to rise should a convenient 24hrs meeting place be available for the criminal Element of society to gather in plain sight.

The village is a quiet place with mainly elderly residents who do not require a 24hr service, it is not within easy walking distance of anywhere except for residents, within 5 miles of this garage there are at least 2 other 24hr garages and in point of fact you cannot get into the village without passing at least one other garage so the need to obtain fuel should not be required and most certainly the need for alcohol to be available 24hr is similarly not required.

Regards.

Bloxham
OX15 4QF

BLOXHAM PARISH COUNCIL RESPONSE TO LICENCE APPLICATION
(18/PRM1262/LAPRE2) RELATING TO THE ESSO GARAGE ON THE A361 IN BLOXHAM

Bloxham Parish Council wish to register the following:-

The application does not conform with Bloxham Neighbourhood Development Plan Policy BL9a.

The proposal for a 24 hour service of alcohol and hot food, with its related light pollution and noise for immediate neighbours will result in adverse harm to their environment.

The recent increase in forecourt signage, imposes an unnecessarily harsh urban intrusion into the gateway of the village.

There does not appear to be any available evidence regarding the justification of the increase in the service. There are already garages providing a 24 hour service in Chipping Norton (10 miles) and Banbury (4 miles).

The potential, if this licence is approved is for a further exacerbation of the Air Quality pollution in Bloxham.

This is already reported in the Cherwell District Council 2017 Air Quality Report as

"The result is 39.6µg/m3. It is recommended that this area of Bloxham (as a minimum) is treated as an area of concern with a view to declaring an AQMA if monitoring and / or modelling provides more certainty on the data"

Stephanie Broomfield

From:
Sent: 16 March 2018 18:05
To: Licensing (CDC)
Subject: 18/PRM1262/LAPRE2 | Variation to the Premises Licence

Hello

I would like to make an objection to the proposed application to allow purchase of alcohol at the motor fuel station in Bloxham.

This is a residential area that should be allowed to have quiet after normal shop opening hours. The noise associated with both drivers pulling into the station and leaving the station is unnecessary. Allowing purchase of alcohol after shop hours can often lead to noise due to too much alcohol already having been consumed.

Could you please register my objection.

Many thanks

Stephanie Broomfield

From:
Sent: 16 March 2018 18:36
To: Charlotte Johnson
Subject: Ref 18/PRM1262/LAPRET

Dear Sir or Madam,

I would like to protest at the above licensing application for the 24 hour opening and sale of food and alcohol at Bloxham Service Station. It should be remembered that this is a rural location, and a central village site where people live. Already the levels of littering are high, and a 24 hour facility will draw more of those who wish to continue drinking, or have been drinking and wish to consume food into a quiet village residential district. Sometimes people dump food packaging straight from the vehicle window as they speed off..

Bloxham is busy during and at each end of the day because many people use both A361 and the country lanes for commuting. Please do not extend the busy period we residents have to deal with to around the clock.

Yours faithfully,

Bloxham
Banbury OX15 4QG

Stephanie Broomfield

From:
Sent: 17 March 2018 08:52
To: Licensing (CDC)
Subject: Application number is 18/PRM1262/LAPRE2

Dear licensing authorities

I want to register my dismay at the application for the license to sell alcohol at Bloxham petrol station 24 hours a day.

The ease of access to unlimited alcohol can lead to huge physical, mental and social costs.

As a GP, i am aware of the work of the Portman Group , I am very aware of the negative effects of excessive alcohol and alcoholism, and the need for the drinks industry to regulate and lead in social responsibility.

Access to 24 hour alcohol would only fuel an increase in liver disease and anti- social behaviour

Please consider these issues, when you are making your decision re Bloxham Garage's application for 24 h licensing.

Kind regards

Sent from my iPhone

Stephanie Broomfield

From:
Sent: 19 March 2018 14:04
To: Licensing (CDC)
Subject: objection

RE: License Application Number 18/PRM1262/LAPRE2

To whom it may concern

I would like to object to the above application which has been made by the Motor Fuel Group to extend the opening hours and serve alcohol 24/7 at the Service Station on the South Newington Road in Bloxham.

I would like to object on several grounds:-

- 1 Increased noise, nuisance and anti social behaviour
- 2 Bloxham is a rural village and therefore this is totally unsuitable
- 3 An increase in noise within the village during the night. Being a rural village, there are a number of young families so unacceptable.

Thank you

Regards

Bloxham

Stephanie Broomfield

From:
Sent: 18 March 2018 16:07
To: Charlotte Johnson
Subject: Objection to Application reference 18/PRM1262/LAPRE2 Bloxham garage

I wish to lodge my objection to the request to extend opening hours, provide 24hr sale of alcohol and the provision of hot food sales during the night.

I am a resident of the village and live relatively close to the petrol station.

- The main objective is the noise factor that this will bring to residents living in close proximity to the site. Already since the garage extended its hours to 11pm there is the inconvenience of late delivery from petrol tankers, noisy drivers, blaring music and people loitering around consuming food & drink. Although this is not convivial to residents and village life it does generally cease at a tolerable hour.
- However the attraction of all night hot food, alcohol etc. could bring with it more unsociable issues. There is a concern once pubs etc. particularly in Banbury and out lying villages close it could increase activity. We have had a rise in criminal activity of late and concerns within the village are this could exacerbate the problem.
- Bloxham during the day is a very busy and active village with high capacity traffic flow, however, this quieters considerably into the evening. With five 24hr garages in the town the need for round the clock available petrol in Bloxham is just not necessary. With the exception of one, these garages in Banbury are all in non residential areas.
- For the properties opposite and adjacent to the garage the high volume of intense lighting from the forecourt is not going to be conducive to productive sleeping and is a general disadvantage.

Sent from Samsung tablet

Stephanie Broomfield

From:
Sent: 17 March 2018 11:18
To: Charlotte Johnson
Subject: Bloxham Fuel Station 24 hour opening, Ref 18/PRM1262/LAPRET

Hello Charlotte,

As we live in Cumberford 50 metres away from this filling station we have strong reservations about them extending their licence to sell alcohol to 24 hours and hot food until 5 a.m.

There are 24 hour facilities already in Banbury and Chipping Norton and Bloxham's Co-op stays open until 10 p.m. The A361 is a very busy East / West route and traffic frequently speeds in and out of the village and the junction with Cumberford/Tadmarton Road is an accident black spot.

By allowing all night sale of alcohol to motorists will increase the danger considerably. If people are so desperate to buy alcohol then they should do so in normal hours not late at night.

We question both the ethics and logic of extended hours to customers most of whom will be driving to and from as well as past the site.

There is also the issue of littering in the village and it is particularly bad in this area and inevitably extended opening will make this even worse.

It will almost certainly encourage undesirable elements, more noise at unsociable hours and potential threat to public safety.

We believe the social and safety concerns alone outweigh any commercial need or benefit so we object strongly to this application..

Regards,

Bloxham, Banbury
Oxon, OX15 4QG

Stephanie Broomfield

From:
Sent: 19 March 2018 10:49
To: Charlotte Johnson
Subject: Bloxham Fuel Station. 24 hour opening

Dear Charlotte,

My wife and I have only just heard about the application for 24 hour opening for the fuel station. We are extremely concerned that there is not a need for 24-hour opening in Bloxham as there are already 24-hour services in Banbury and Chipping Norton. We also feel that the sale of food and drink at all hours will cause a litter problem plus an excess of noise and light pollution to local residents.

Please note our objection to this proposal.

Many thanks

Bloxham
OX15 4QQ
Tel:
Mob: --
Email: _____

Stephanie Broomfield

From:
Sent: 18 March 2018 20:22
To: Licensing (CDC)
Subject: 18/PRM1262/LAPRE2 Consultation response

Dear Sirs,

It has come to our attention that the garage next to our property is applying for 24 hours opening. We own the veterinary surgery and the residential flat above it (The Veterinary Surgery, 1 South Newington Road, Bloxham, OX15 4QF).

We object to this application for 24 hour opening for the following reasons:

The garage is surrounded on all sides by residential properties, 24 hour opening will disturb residents including our tenants.

Selling alcohol 24 hours a day is likely to attract antisocial behaviour which would spill over to our car park - resulting in more litter, broken glass, etc which will be a safety problem for our clients who will be arriving with dogs. This is already a small problem but longer late night opening hours will make this much worse.

There is limited parking on the garage forecourt and we feel customers will use our car park, disturbing our tenants and inconveniencing them if their vehicles are blocked in.

24 hour supermarkets are available not very far away in Banbury, there is no need for a 24 hour facility in Bloxham as well.

We feel very strongly that permitting this application will be to the detriment of this largely residential environment. and will result in regular misuse and damage to our car park.

Kind regards,

Chipping Norton
Oxfordshire
OX7 5SY
General number
Mobile

Stephanie Broomfield

From:
Sent: 18 March 2018 18:26
To: Licensing (CDC)
Subject: 18/PRM1262/LAPRE2

Dear Sir / Madam,

I am writing as a property owner in Bloxham to object to the application (18/PRM1262/LAPRE2). The Costcutter Express opening times are extensive enough (6am - 11pm). This is a residential area, the fuel station is surrounded on all sides by houses. Extended opening hours are not necessary and would cause a disruption to local residents. There is certainly no need to sell alcohol beyond the existing opening times, and again this would cause disruption to local residents.

Yours faithfully,

mobile
Home
Address i
email

Stephanie Broomfield

From:
Sent: 19 March 2018 21:31
To: Licensing (CDC)
Subject: Esso application, A361 Bloxham

To whom it may concern,

We would like to register our objection to the proposal for the sale of alcohol for 24 hours at the Esso garage on the A361, Bloxham

We do not feel the garage needs to be open for 24 hours a day. Not only would it have a hugely detrimental effect on the neighbouring properties which surround the garage, it would also cause undue light pollution at night in a semi rural location.

People with young families live all around the site and they do not need to be kept awake by unnecessary noise and light pollution.

There is already a village facility which sells alcohol till 11pm and it is unnecessary to have it on sale for 24 hours in a village. There are enough garages within close proximity of the village for petrol.

There is also a possibility of an increase in anti social behaviour, if alcohol was available round the clock.

We hope you take our objections on board when making a decision on this application.

Kind Regards

Bloxham
Oxon
OX154ET

March 16th 2018

RE: License Application Number 18/PRM1262/LAPRE2

Dear Sir / Madam

I write to you in objection of the above application. I understand that the owners of Bloxham service station, Motor Fuel Group, have applied to extend the opening hours of the service station and serve alcohol to 24 hours.

I have several objections set out below but firstly I do not believe that a license to sell alcohol in a village 24/7 adds any benefit to the community. The village of Bloxham has three successfully run pubs, the co-op and the service station that all serve us well.

Currently the service station closes at around 23:00hrs each evening and opens at 06:00hrs. However I have noted that business slows to the occasional shopper of fuel or provisions after 20:00hrs, it is also my understanding that should the service station want to stay open for longer hours to sell fuel they already have this right.

My objections:

1. I understand that as a local authority you have a duty to control the density of licensed premises especially if it could impact health or antisocial behavior. It appears that the only commercial reason for the service station staying open 24 hours is the sale of alcohol – my objection is that this serves to only encourage late night drinking that can lead to health problems, antisocial behavior and an extra burden on police and ambulance services.
2. Over the last 10 years the service station has undergone several rebrands, each time more lights and advertising have been added to the point now that it effects local homes with the pollution of light. Should the current hours be extended I believe this would cause a Statutory Nuisance under the Environmental Protection act 1990 to many local family homes.
3. Noise is already an issue from the service station when cars, motorbikes, HGV's and delivery drivers leave engines running, rev the engines or accelerate away from the station, music is often played and occasional shouting and yelling. While most people can tolerate this up to 20:00hrs we believe that it will cause a Statutory Nuisance after this time.
4. Bloxham Service Station is not a setting suitable for 24 hour opening, it is surrounded by residential properties at close proximity and in a conservation area. The home opposite the service station is listed and part of the historic character of the village.

5. I have a concern that should an alcohol license be extended in this village service station it will encourage drink drivers to make the trip in a vehicle. As it has been demonstrated that the only commercial reason for opening longer is alcohol sales.
6. Currently the risk of antisocial behavior is minimised as service station does not sell alcohol past the pub closing times. Should these hours be extended I feel that the likely hood of this will be increased. The possible effects of this could extend to local residents littering, noise pollution, smashed glass and general public nuisance.
7. I do have to question the motive for this application, as the owners are a national company who applied to Sedgemore District Council I draw the conclusion that this is something that the company simply applies to all its properties regardless of the setting, the demand or the effect that it will have on local residents or the community.
8. Finally, I question the safety of the staff who will be on duty. Currently the shop has no facility to serve customers outside of the store through a hatch. Leaving the staff vulnerable in the early hours when several miles from a police station. Should the application suggest that the sale of alcohol be on the forecourt via a hatch we would object that this will cause further nuisance to the local homes.

I trust that my objections will considered and you will refuse the application.

Yours sincerely

Stephanie Broomfield

From:
Sent: 19 March 2018 17:06
To: Licensing (CDC)
Cc:
Subject: Application number 18/PRM1262/LAPRE2

Dear Sirs

I would like to lodge my objection to this application.

Firstly I have not seen it being advertised and therefore has not allowed proper consultation to take place.

Secondly in a village which is encouraging more and more housing for young families it concerns me that we are extending the hours that one can buy alcohol to 24 hours a day. Why in a village is this needed?

Surely this poses a risk of increased crime and disorder. I believe the council is responsible for public safety and the prevention of public nuisance. With the ability to buy alcohol in a rural environment between the hours of 11pm and 6am surely there is a risk of increased public disorder and the consequences that this will entail?

With an increasing number of families in the village it worries me that our children who currently enjoy a safe environment may be compromised.

I would like to see this application refused as it is not needed in a village.

Regards

Director of

Stephanie Broomfield

From:
Sent: 19 March 2018 20:54
To: Licensing (CDC)
Subject: Esso Garage Bloxham

I am writing in connection to the licence application recently submitted for the Esso Garage Bloxham.

We strongly object to the application on the basis that:

The area is perfectly well served by 24hr garages in Banbury and Chipping Norton.

The Co-op in the village already sells alcohol until 10pm.

This is a rural community which would be irreversibly damaged by additional forecourt lighting and signage.

It seems at odds with the governments various policies / strategies to reduce alcohol addiction and dependency.

It would bring additional traffic, noise and disruption to neighbouring properties with young and vulnerable children.

I hope that you will give fair consideration to these objections in your ruling.

Kind regards

Stephanie Broomfield

From:
Sent: 18 March 2018 23:17
To: Licensing (CDC)
Subject: ref 18/PRM1262/LAPRE2

I am responding to the proposed planning request for a 24 hour licence to sell alcohol from the petrol station on the South Newington road, Bloxham.

& think that it is completely inappropriate to grant such a licence in such a quiet residential area of a country village. It will inevitably attract a noisy & disruptive element to the petrol station at all hours of the day & do we really want to promote 24 hour drinking in such a quiet location when we are all aware of the health implications of excessive alcohol consumption. We have also had problems with clients of the petrol station urinating in the back of property as they do not have toilet facilities generally available. This health hazard is sure to get worse if a 24 hour licence is granted.

APPENDIX 5

Stephanie Broomfield

From:
Sent: 13 March 2018 22:52
To: Licensing (CDC)
Subject: 18/PRM1262/LAPRE2

I support the application reference 18/PRM1262/LAPRE2

Regards

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