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Democratic Services



## **,LICENSING (HEARING) SUB-COMMITTEE**

**Monday 12 February 2024 at 11.30 am**

**Place: Council Chamber, Epsom Town Hall**

Online access to this meeting is available on YouTube: [Link to online broadcast](#)

The members listed below are summoned to attend the Licensing (Hearing) Sub-Committee meeting, on the day and at the time and place stated, to consider the business set out in this agenda.

Councillor Steve Bridger  
Councillor Phil Neale

Councillor Kieran Persand

Yours sincerely

Chief Executive

For further information, please contact [democraticservices@epsom-ewell.gov.uk](mailto:democraticservices@epsom-ewell.gov.uk) or tel: 01372 732000

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- Do not stop to collect personal belongings;
- Once you are outside, please do not wait immediately next to the building, but move to the assembly point at Dullshot Green and await further instructions; and
- Do not re-enter the building until told that it is safe to do so.

## **Public information**

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A link to the online address for this meeting is provided on the first page of this agenda. A limited number of seats will be available on a first-come first-served basis in the public gallery at the Town Hall. If you wish to observe the meeting from the public gallery, please arrive at the Town Hall reception before the start of the meeting. A member of staff will show you to the seating area. For further information please contact Democratic Services, email: [democraticservices@epsom-ewell.gov.uk](mailto:democraticservices@epsom-ewell.gov.uk), telephone: 01372 732000.

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## **Exclusion of the Press and the Public**

There are no matters scheduled to be discussed at this meeting that would appear to disclose confidential or exempt information under the provisions Schedule 12A of the Local Government Act 1972 (as amended). Should any such matters arise during the course of discussion of the below items or should the Chair agree to discuss any other such matters on the grounds of urgency, the Committee may wish to resolve to exclude the press and public by virtue of the private nature of the business to be transacted.

## **Questions and statements from the Public**

Questions and statements from the public are not permitted at meetings of this Committee. [Annex 4.2](#) of the Epsom & Ewell Borough Council Operating Framework sets out which Committees are able to receive public questions and statements, and the procedure for doing so.

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## **AGENDA**

### **1. APPOINTMENT OF THE CHAIR**

To appoint a Chair for the Licensing (Hearing) Sub-Committee meeting.

### **2. DECLARATIONS OF INTEREST**

Members are asked to disclose the existence and nature of any Disclosable Pecuniary Interests in respect of any item to be considered at the meeting.

### **3. GRANT OF PREMISES LICENCE - B & M STORE, 78-80 HIGH STREET, EPSOM KT19 8BA (Pages 5 - 36)**

The Licensing (Hearing) Sub-Committee (“the Sub-Committee”) is being asked to determine an application for a premises licence made under the Licensing Act 2003.

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## **GRANT OF PREMISES LICENCE – B & M STORE, 78-80 HIGH STREET, EPSOM KT19 8BA**

<b>Head of Service:</b>	Rod Brown, Head of Housing & Community
<b>Wards affected:</b>	Town Ward;
<b>Appendices (attached):</b>	Appendix 1:- Application for a premises licence Appendix 2:- Plan attached to application Appendix 3:- Redacted copy of representations Appendix 4:- Location Map Appendix 5:- Mandatory Licence Conditions

### **Summary**

The Licensing (Hearing) Sub-Committee (“the Sub-Committee”) is being asked to determine an application for a premises licence made under the Licensing Act 2003.

### **Recommendation (s)**

#### **The Sub-Committee is asked to:**

**Have regard to the relevant representations made during the consultation period, and to take such steps (if any) as it considers appropriate for the promotion of the licensing objectives. The steps are:**

- **To grant the licence as applied for**
- **To impose additional conditions on the licence which are appropriate for the promotion of the licensing objectives, proportionate and which deal with the concerns of those making representations; or**
- **To exclude any of the licensable activities from the scope of the licence; or**
- **To refuse to specify a person as the premises supervisor; or**
- **To reject the application.**

## **1 Background**

- 1.1 The supply of alcohol is a licensable activity under the Licensing Act 2003. Authorisation from the Council, in its role as the licensing authority, is required, in order to carry on the activity at a premises within the borough.
- 1.2 Under the scheme of delegation adopted by the Council the Sub-Committee is responsible for the exercise of many of the functions of the Council as a licensing authority, including determination of applications where representations have been received.

- 1.3 The Council may dispense with holding a hearing if the applicant and all persons who made valid representations agree that such a hearing is unnecessary and give notice to the authority to that effect.

## **2 Application**

- 2.1 On 21 December 2023 B & M Retail Limited (“The Applicant”) applied for a premises licence for the premises known as B & M Store 78-80 High Street, Epsom KT19 8BA to supply alcohol for consumption off the premises from 07:00 to 23:00 every day. A copy of the application is attached at Appendix 1, and a copy of the plan of the premises provided is attached at Appendix 2.
- 2.2 All applications for new Premises Licences must be advertised by the display of a notice at the premises and by a public notice in the local newspaper. The licensing department has determined that this application complies with the public notice requirements of the Licensing Act 2003.

## **3 Representations**

- 3.1 The Council received two relevant representations detailed in Appendix 3.
- 3.2 No representations from any responsible authority were received.
- 3.3 A location plan showing the local area is attached at Appendix 4.

## **4 Conditions**

- 4.1 If granted the licence would be subject to the mandatory conditions as attached at Appendix 5.
- 4.2 If granted and unless modified by the Sub-Committee the licence would be subject to the conditions consistent with Operating Schedule as set out in section M of the application (Appendix 1).

## **5 General principles to be followed**

- 5.1 When determining applications, the Sub-Committee is required to carry out its functions with a view to promoting the licensing objectives, which are:
  - The prevention of crime and disorder;
  - Public safety;
  - The prevention of public nuisance; and
  - The protection of children from harm

- 5.2 In considering the licensing objections the Council must have regard to its statement of licensing policy, and to the statutory guidance issued under section 182 Licensing Act 2003.

## **6 Policy Considerations**

- 6.1 A copy of the Council's Statement of Licensing Policy (December 2018) has been sent to the Applicant and Interested Parties together with this report. The Sub-Committee will note there are no policy presumptions against the grant of the licence.
- 6.2 Section 4 of the Licensing Act 2003 stresses that in carrying out its functions, a licensing authority must "have regard to" guidance issued by the Secretary of State under Section 182. This implies looking at the guidance, factoring in its relevance and/or weight, if any, as those matters appear to the licensing authority. Paragraph 9.4 to 9.9 of this guidance may provide assistance to members of the Sub-Committee in considering whether the representation are relevant, vexatious or frivolous representations.

## **7 Legal Implications**

- 7.1 Decisions on licensing matters engage issues of human rights, in particular, Article 1 of the First Protocol, the peaceful enjoyment of possessions, Article 6, the right to a fair hearing, and Article 8, respect for private and family life. However, interference with Convention rights is permitted where lawful and necessary in the interests of public safety, the prevention of disorder or crime, the protection of health and morals or for the protection of the rights and freedoms of others.
- 7.2 Due regard must also be had to the public sector equality duty enshrined in Section 149 of the Equality Act 2010, which aims to eliminate unlawful discrimination, having regard to the nine protected characteristics. The nine protected characteristics are: age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex and sexual orientation.
- 7.3 Applicants may appeal to the magistrates court if the licensing authority has rejected their application for a premises licence. If a licence is granted, the licence holder may appeal against the imposition of conditions on that licence, the exclusion of a licensable activity or refusal to specify an individual as supervisor. Those who made relevant representations during the course of an application may appeal against the decision to grant a licence.
- 7.4 Appeal to the Magistrates Court who will hear the matter afresh and will only overturn a licensing authorities decision if it thinks it is wrong. This reinforces the importance of well drafted reasons for the decision as the magistrates court is more likely to uphold a well drafted set of reasons.

**7.5 Legal Officer's comments:**

The Sub-Committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

1. Grant the licence as asked.
2. Modify the conditions of the licence, by altering or omitting or adding to them.
3. Reject the whole or part of the application.
4. It may also refuse to specify a designated premises supervisor and/or only allow certain requested licensable activities.

The Sub-Committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be appropriate in order to promote the licensing objectives.

**8 Background papers**

8.1 The documents referred to in compiling this report are as follows:

**Previous reports:**

- None

**Other papers:**

- Code of Conduct and Practice in Licensing Procedures and Hearings
- Statement of Licensing Policy, dated 11 December 2018
- Guidance Issued under Section 182 of the Licensing Act 2003  
<https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>



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

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

You may wish to keep a copy of the completed form for your records.

**I/We** B & M Retail Limited

*(Insert name(s) of applicant)*

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

**Part 1 – Premises details**

Postal address of premises or, if none, ordnance survey map reference or description			
B&M Store, (Former Wilko) 78-80 High Street			
<b>Post town</b>	Epsom	<b>Postcode</b>	KT19 8BA
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£255,000	

**Part 2 - Applicant details**

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

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
  - i as a limited company/limited liability partnership  please complete section (B)
  - ii as a partnership (other than limited liability)  please complete section (B)
  - iii as an unincorporated association or  please complete section (B)
  - iv other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)

- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or X

I am making the application pursuant to a

statutory function or

a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b> I am 18 years old or over <input type="checkbox"/> Please tick yes					
<b>Nationality</b>					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>			I am 18 years old or over <input type="checkbox"/> Please tick yes		
<b>Nationality</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**(B) OTHER APPLICANTS**

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

Name B & M Retail Limited
Address The Vault Dakota Drive Estuary Commerce Park Speke Liverpool L24 8RJ
Registered number (where applicable) 01357507
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) 0151 728 5400
E-mail address (optional) enquiries@bmstores.co.uk

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please give a general description of the premises (please read guidance note 1)

Retail shop.  
B & M Retail formed in 1976 now operates a chain of over 500 stores throughout England, Wales and Scotland. The stores offer a wide range of home goods, a mix of food and hardware, which are of quality but at affordable prices.

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

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of late night refreshment** (if ticking yes, fill in box I)

**Supply of alcohol** (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 5)		
Wed			<b><u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat					
Sun					

C

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 7)			<b><u>Please give further details</u></b> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 5)
Wed			
Thur			<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					



**E**

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					

**H**

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 5)		
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sun					

**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	07.00	23.00			
Tue	07.00	23.00			
Wed	07.00	23.00			
Thur	07.00	23.00			
Fri	07.00	23.00			
Sat	07.00	23.00			
Sun	07.00	23.00			

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):**

Name Beau Thompson	
Date of birth [REDACTED]	
Address [REDACTED] Halling, Kent	
Postcode	ME2 1 [REDACTED]
Personal licence number (if known) TAND/PERS/05/280R1	
Issuing licensing authority (if known) Tandridge Council	

**K**

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children** (please read guidance note 9).

None

**L**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b><u>State any seasonal variations</u></b> (please read guidance note 5)
Day	Start	Finish	
Mon	07.00	23.00	<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 6)
Tue	07.00	23.00	
Wed	07.00	23.00	
Thur	07.00	23.00	
Fri	07.00	23.00	
Sat	07.00	23.00	
Sun	07.00	23.00	

## M

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

### **a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

- CCTV shall be provided in the form of a recordable system covering the trading area and cash tills;
- The CCTV equipment shall be maintained in good working order correctly time and date stamped. Recordings shall be kept in date order, numbered consequentially and kept for a period of 31 days and copies made available to any responsible authority on request.

In order to maintain the security of the CCTV system selected staff will be trained in the use of the equipment to ensure that any request for copy images will be completed on request if trained staff on duty or within 24 hours if not; The recording equipment and discs/tapes shall be kept in a secure environment under the control of the DPS or other nominated responsible individual.

### **b) The prevention of crime and disorder**

- Appropriate signage stating that a CCTV system is operational in the store will be displayed in conspicuous positions
- B & M will maintain liaison with the neighbourhood police officers regarding any issues relating to the premises;
- The area for the display of 'alcohol for sale' shall be no more than 10% of the trading area;
- Plain Clothes security staff shall be employed at the premises as and when deemed necessary by the Licence Holder;
- All staff will be trained in 'Security Awareness' as part of their induction training;
- Staff to be instructed that alcohol may not be sold to any person who is believed to be drunk;
- Notices to be displayed inside the premises stating that it is an offence for any person under 18 years of age to purchase alcohol;
- Notices to be displayed inside the premises stating that a Challenge 25 policy is in force.
- B & M operate a zero tolerance to aggressive and/or violent behaviour towards staff members.

### **c) Public safety**

A fire risk assessment to be conducted and reviewed regularly in accordance with the requirements of the Regulatory Reform (Fire Safety Order) 2005.

### **d) The prevention of public nuisance**

Area immediately in front of the store shall be inspected on a regular basis and management and staff shall use their best endeavours to prevent B & M customers from loitering in the said areas, persons refusing to move shall be subject of a report to the Police to facilitate safe dispersal.



**e) The protection of children from harm**

- Staff will be trained on induction (and undergo 3-monthly refresher training (in the form of a short written test)) in respect of the sale of all age restricted goods (including awareness/prevention of proxy sales, signs and symptoms of intoxication, dealing with refusal of sales and any subsequent confrontational behaviour from customers) - such training sessions to be documented and records made available to authorised persons from Responsible Authorities and kept on site for a minimum of 2 years;
- A Challenge 25 scheme will be operated at the premises - the only form of valid identification being passport, photo driving licence, PASS hologram id card or His Majestys Forces Warrant Card failure to supply such ID will result in no sale or supply of alcohol to that person;
- The cash tills used for the sale of alcohol to have the benefit of an electronic "prompt" for operators in respect of age restricted sales;
- To maintain an electronic refusals register for each store (backed up off-site) containing records of refusals of all age restricted products. The register shows the product and the employee who refused the sale. Refusals registers for each store will be printed, checked and signed by the DPS or duty manager on a weekly basis. Refusals records will be made available to any responsible authority on request.

**Checklist:**

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee. X
- I have enclosed the plan of the premises. X
- I have sent copies of this application and the plan to responsible authorities and others where applicable. **ONLINE APPLICATION LA TO SEND**
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. X
- I understand that I must now advertise my application. X
- I understand that if I do not comply with the above requirements my application will be rejected. X
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

**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.**

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

**Part 4 – Signatures** (please read guidance note 11)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

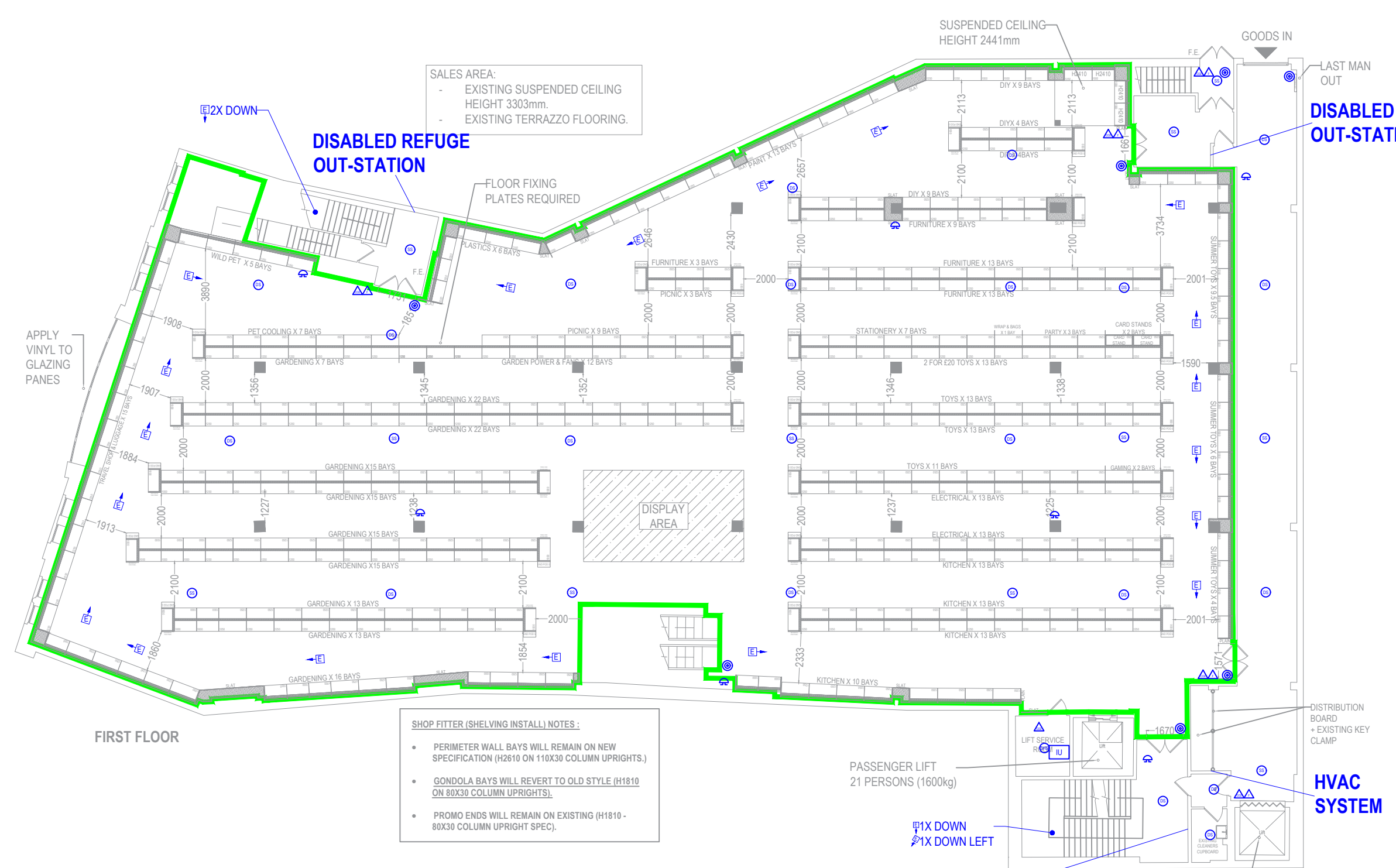
<b>Declaration</b>	<ul style="list-style-type: none"> <li>[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)</li> </ul>
Signature	
Date	20 December 2023
Capacity	Keystone Law Solicitors Authorised Agents on behalf of Applicant

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant’s solicitor or other authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

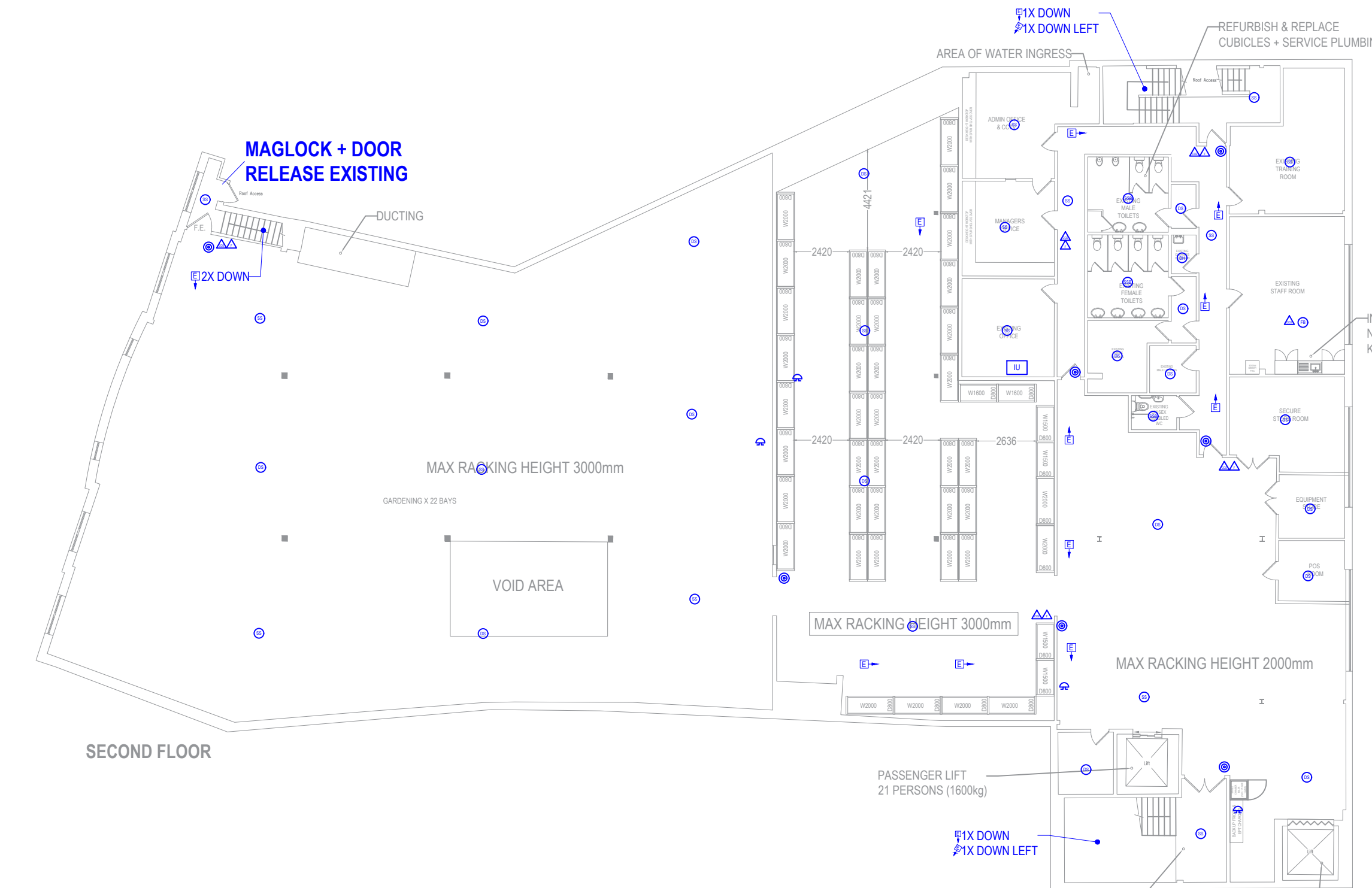
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Marilyn Gayle Keystone Law Solicitors 48 Chancery Lane			
Post town	London	Postcode	WC2A 1JF
Telephone number (if any)	07423 640 206		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) Marilyn.gayle@keystonelaw.co.uk			



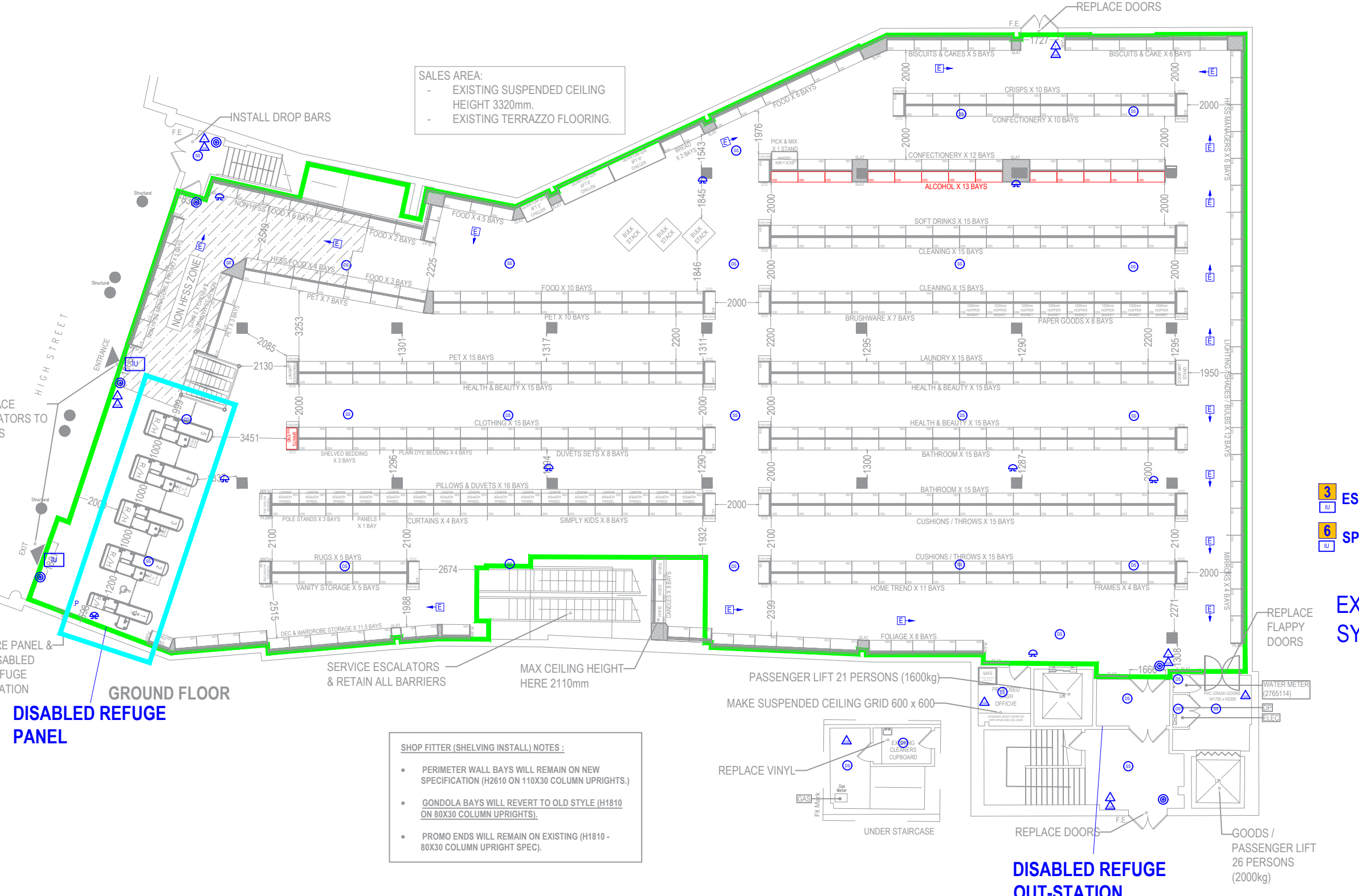


**SHOP FITTER (SHELVING INSTALL) NOTES:**

- PERIMETER WALL BAYS WILL REMAIN ON NEW SPECIFICATION (H2619 ON 110039 COLUMN UPRIGHTS)
- GONDOLA BAYS WILL REVERT TO OLD STYLE (H1819 ON BRICK COLUMN UPRIGHTS)
- PROMO ENDS WILL REMAIN ON EXISTING (H1819 - BRICK COLUMN UPRIGHT SPEC)

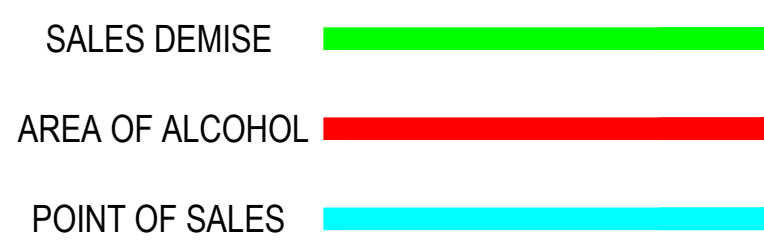


Licence for sale of alcohol to cover whole of trading area to allow for flexibility of display - Alcohol display will be less than 10% of trading area.



**SHOP FITTER (SHELVING INSTALL) NOTES:**

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- PROMO ENDS WILL REMAIN ON EXISTING (H1819 - BRICK COLUMN UPRIGHT SPEC)



THE FOLLOWING SYSTEM DESIGN SPECIFICATION IS FOR THE INSTALLATION OF A FIRE DETECTION AND FIRE ALARM SYSTEM AT THE ABOVE PREMISES. THE FIRE DETECTION AND FIRE ALARM SYSTEM WILL BE DESIGNED, INSTALLED AND COMMISSIONED IN ACCORDANCE WITH BS5839-1: 2017. (A FULL BAFF CERTIFICATE SHALL BE ISSUED WHEN APPROPRIATE).

PLEASE REFER TO THE VARIATIONS SHEET. STANDARD BATTERY PERIOD THE SYSTEM SHALL BE PROVIDED WITH BATTERIES TO POWER THE SYSTEM FOR A MINIMUM OF 24 HOURS IN STANDBY AND ADDITIONAL 30 MINUTES IN ALARM.

**DESIGN STATEMENT**

THE QUOTATION/ SPECIFICATION FOR THE EQUIPMENT AND INSTALLATION ARE PER THE INFORMATION PROVIDED BY THE CLIENT AT THE TIME OF THE SURVEY TO CATCHPOINT UK LTD. THE SYSTEM WILL BE CONTROLLED BY AN ADDRESSABLE CONTROL PANEL, MANUAL CALL POINTS, AUTOMATIC DETECTION, INTERNAL SOUNDERS AND VISUAL ALARM DEVICES.

**DESIGN DRAWING**

THE SYSTEM SHALL BE INSTALLED IN ACCORDANCE WITH THE ATTACHED NUMBER: TBC REVISION: 0 DATED: 24/11/2023

IT SHALL BE THE CLIENTS RESPONSIBILITY TO VERIFY THAT THE FIRE ALARM PROPOSED WITHIN THIS SPECIFICATION MEETS WITH THE REQUIREMENTS OF ANY INTERESTED PARTY, I.E. INSURERS, BUILDING CONTROL OFFICERS, FIRE AND RESCUE SERVICES ETC.

**CONTROL EQUIPMENT**

- A 230 VOLT MAIN SUPPLY FOR THE FIRE ALARM IS TO BE SUPPLIED BY OTHERS, IN SOFT SKIN STANDARD FIRE CABLE.
- LIST OF EQUIPMENT
- 1 X FIRE PANEL
- 2 X BATTERIES
- 7 X INTERFACES
- 97 X SMOKE DETECTORS (41 X W/SOUNDER BASE, 3 X W/SOUNDER BEACON BASE)
- 3 X HEAT DETECTORS (1 X W/SOUNDER BASE)
- 20 X MANUAL CALL POINTS
- 19 X SOUNDER BEACONS (1 X CONVENTIONAL)

THE SYSTEM IS DESIGNED FOR A CATEGORY L1 TYPE FIRE DETECTION AND FIRE ALARM SYSTEM

FIRE CABLE ALL CABLING FOR THE FIRE ALARM SYSTEM WILL BE 2 CORE 1.5MM STANDARD RATED FIRE CABLE.

**VARIATIONS FROM DESIGN**

FIRE DETAIL KEY	
F.P	ADDRESSABLE FIRE PANEL
F.P.R	FIRE PANEL REPEATER
△	DIRECTIONAL FIRE EXIT
△	ILLUMINATED FIRE ESCAPE SIGN
⊕	EMERGENCY LIGHTING
⊕	MANUAL CALL POINT WITH SCI
⊕	EXTERNAL MANUAL CALL POINT WITH SCI
⊕	SOUNDER BEACON
⊕	EXTERNAL SOUNDER / VID
⊕	CONVENTIONAL SOUNDER BEACON
⊕	DETECTOR HEAT
⊕	DETECTOR HEAT & SOUNDER BASE WITH SCI
⊕	DETECTOR SMOKE
⊕	DETECTOR SMOKE IN VOID
⊕	DETECTOR SMOKE IN ROOF
⊕	DETECTOR SMOKE & SOUNDER BASE WITH SCI
⊕	DETECTOR SMOKE & SOUNDER VID BASE WITH SCI
⊕	SOUNDER / HEAT
⊕	SPRINKLER HEAD
△	FOAM FIRE EXTINGUISHER
△	WATER FIRE EXTINGUISHER
△	POWDER FIRE EXTINGUISHER
△	CO2 FIRE EXTINGUISHER
⊕	BEAM TO BEAM DETECTOR
⊕	FIRE BLANKET
⊕	BEAM IN VOID
⊕	INDICATOR
IU	INTERFACE UNIT
IAD	INTERFACE AUTOMATIC DOORS
ISR	INTERFACE SPRINKLER SYSTEM
▶	EXISTING BEAM
FOAM EXTINGUISHERS RATED AT 21A/144B	

No.	Interface list:	Input / Output
1	Main Entrance Auto Doors	Output
2	Main Exit Auto Doors	Output
3	Escalator	Output
4	Lift Shutdown (Passenger)	Output
5	Lift Shutdown (Goods)	Output
6	Sprinkler System	Output
7	Monitoring (In Cash Office)	Output

**PLEASE NOTE:**  
All auto doors Interfaces must be no more than 1M away from the door

FIRE EXIT PROVISIONS - RETAIL UNIT		
EXIT WIDTHS / PERSONS		
MAX. SINGLE DIRECTIONAL TRAVEL DISTANCE	18 m	
MAX. TWO-DIRECTIONAL TRAVEL DISTANCE	45 m	
OCCUPANCY	2 m2/PERSONS	
Sales Areas		
	Ground Floor	First Floor
COMPARTMENT AREA (m2)	1,270.4	1,196.0
OCCUPANCY (PERSONS)	636	598
REQUIRED OPENING (mm)		
(TOTAL PEOPLE X 5mm PER PERSON EXIT WIDTH)	3,180	2,990
FIRE EXIT WIDTHS (mm)		
MAIN ENTRANCE/EXIT	1,800	1,731
MAIN EXIT (IF APPLICABLE)	1,800	0
GRP W/H DOORS (IF APPLICABLE)	0	0
GARDEN CENTRE DOORS (IF APPLICABLE)	0	0
F/E 1	839	1,670
F/E 2	1,727	1,671
F/E 3	1,666	1,661
F/E 4	0	0
F/E 5	0	0
TOTAL CLEAR OPENING FROM COMPARTMENT FLOOR AREA (mm)	7,832	7,833
EXCLUDE LARGEST OPENING (mm)	1,800	1,731
FINAL CLEAR OPENING (mm)	6,032	6,102

## EPSOM

SITE ADDRESS:  
(FORMER WILKO)  
78-80 HIGH ST  
EPSOM  
KT19 8BA

TITLE: PROPOSED FIRE LAYOUT (GROUND FLOOR, FIRST FLOOR & SECOND FLOOR)  
CLIENT: B&M RETAIL LTD.

LAYOUT: BM FLOW: AD

DRG No: BM-831-0-006 SCALE: 1:200@A1

DATE: 12.12.23 REVISION: -

	GROUND FLOOR	UPPER FLOOR		STANDARD BAY FOOTPRINT	DISPLAY SPACE BAY FOOTPRINT
	GROUND FLOOR	UPPER FLOOR	GROUND FLOOR	UPPER FLOOR	GROUND FLOOR
SALES AREA	1,270.4 sqm	1,196.0 sqm			
WAREHOUSE	0.0 sqm	103.1 sqm	WALL BAYS	86	93.5
AMENITIES	83.9 sqm	79.6 sqm	GONDOLA BAYS	368	347
GARDEN CENTRE (INC. GREENHOUSE)	0.0 sqm		NETT TOTALS	454	440.5
TOTAL GROSS (ALL FLOORS)	2,733.0 sqm		TOTAL BAYS (EXCLUDING END BAYS)	24	28
	29,418 sqft		TOTAL BAYS (INCLUDING END BAYS)		

SHELVING PROFILES: HEIGHT DEPTH

STANDARD WALL BAYS H2610 D470

STANDARD PANT BAYS H2610 D670

PANT OFF-FLOOR BAYS H2610 D670

STANDARD LOW LEVEL H1610 D470

STANDARD GONDOLA H2610 D470

EPFL PROMO ENDS H1810 D470

ALL TIMBER PANELS, BAYED CORNERS & COLUMN GLACING TO BE INSTALLED AS DETAIL ON DRAWING.

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**From:** neil gandhi [REDACTED]  
**Sent:** Saturday, January 6, 2024 10:47 PM  
**To:** Licensing <[licensing@epsom-ewell.gov.uk](mailto:licensing@epsom-ewell.gov.uk)>  
**Subject:** [WARNING EXTERNAL] B&M store epsom objection

Hi,

I completely disagree to the local area having a B&M bargains. The goes against the local plans to gentrify epsom. There is a good shopping centre (ashley centre) which is being regenerated for the better, recently a gails has opened which points to a better epsom. B&M bargains will attract more crime, shop lifting, litter and the wrong crowds to our beautiful town epsom.

A better alternative could be decathlon which encourages everyone to be active and healthy.

Thanks

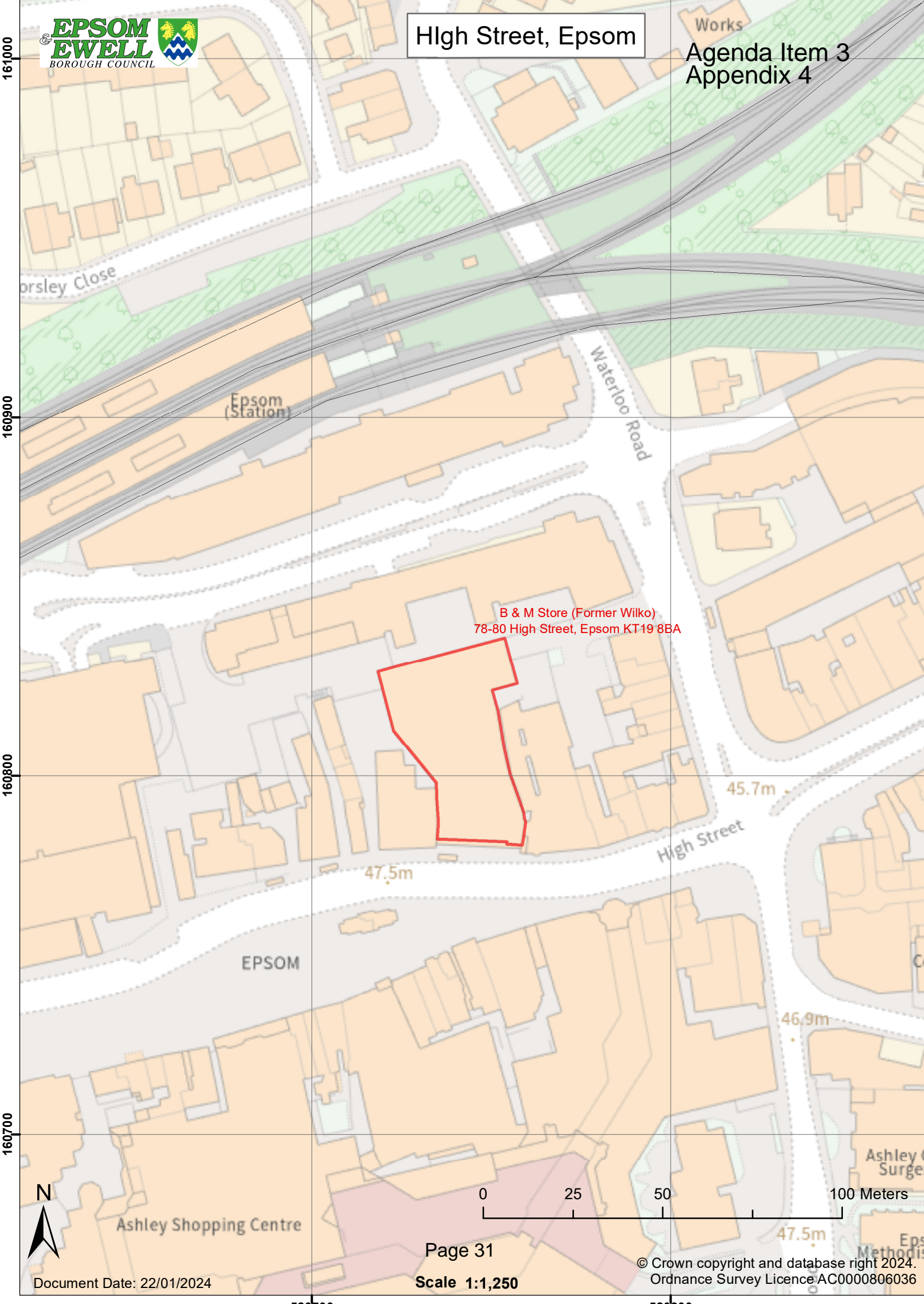


-----Original Message-----

From: foardbreda [REDACTED]  
Sent: Friday, January 12, 2024 3:22 PM  
To: Licensing <[licensing@epsom-ewell.gov.uk](mailto:licensing@epsom-ewell.gov.uk)>  
Subject: [WARNING EXTERNAL] B&M late license

To whom it may concern, we are residents at Hudson House which is where the new stores deliveries will be unloaded, we are objecting to the late sales of alcohol Monday to Sunday because we already have problems with people who buy drink from Tesco's/ CoOp late at night and do so around our car park under a walkway so this late sales of alcohol will only make matters worse also, the late opening hours will be a nuisance to us because of the staff slamming the doors as they leave, and there is no customers car parking and when Wilco's was there customers just parked in the residents bays there is no need for them to be open from 7am-11pm as there are no other stores open that late.

Sent from my iPhone



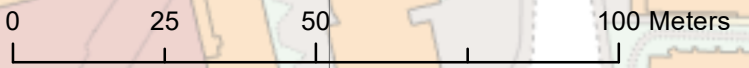
B & M Store (Former Wilko)  
78-80 High Street, Epsom KT19 8BA

47.5m

45.7m

46.9m

47.5m



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**Mandatory Condition: where licence authorities supply of alcohol**

Where a premise licence authorises the supply of alcohol, the licence must include the following conditions

1. No supply of alcohol may be made under the premises licence
  - (a) at a time when there is not designated premises supervisor in respect of the premises licence, or
  - (b) at a time when 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.

**Mandatory Condition: exhibition of films**

1. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
2. Where the film classification body is specified in the licence, unless subsection 3(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
3. Where:
  - (a) The film classification body is not specified in the licence, or
  - (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,  
Admission of children must be restricted in accordance with any recommendation made by that licensing authority.

Children means persons aged under 18; and Film classification body means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification)

**Mandatory Condition: door supervision**

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must be licensed by the Security Industry Authority.
2. But nothing requires a condition to be imposed in respect of:
  - (a) paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films), or
  - (b) any occasion mentioned in paragraph 8(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence),  
any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

Security activity means an activity to which paragraph 2(1)(a) of that Schedule applies, and Paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

1. (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.

(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).

2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

3. (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.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(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.

4. 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 whisky: 25 ml or 35 ml; and

(iii)still wine in a glass: 125 ml;

(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.”

**The Licensing Act 2003 (Mandatory Conditions) Order 2014 came into force on 1 April 2014**

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 rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the 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 the 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 the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this 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.
  - (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.