

LICENSING SUB – COMMITTEE

9 October 2009

Report of the Head of Legal Services

Contact Officer: John Myall. Tel No: 01962 848443

Application : Premises Licence

St Cross Filling Station, St Cross road, Winchester

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Part A.**1. Application****Applicant:** BP Oil Limited**Premises:** St Cross Filling Station, St Cross road, Winchester

- 1.1 This application is for a new premises licence to be granted under Section 17 of the Licensing Act 2003.
- 1.2 The purpose of the application is to supply late night refreshment between the hours of 2300 and 0500 each day, and for the sale of alcohol for consumption off the premises between the hours of 0800 and 2300 each day.
- 1.3 The premises consist of a fuel forecourt and a convenience shop.
- 1.4 Notice of the application was displayed outside of the premises for a period of 28 days until 16 September 2009, and advertised in the Hampshire Chronicle on 27 August 2009.
- 1.5 A representation has been received from the Head of Environment relating to the public safety and public nuisance objectives.
- 1.6 A representation has been received from the Chief Officer of Police for Hampshire relating to the crime and disorder, public safety and public nuisance objectives.
- 1.7 A representation was received from the Head of Trading Standards relating to the child protection objective. This representation was withdrawn after the applicant agreed to conditions regarding this objective to be attached to the licence.
- 1.8 The authority received 65 relevant representations from interested parties relating to all four licensing objectives.
- 1.9 Notices of the hearing were sent to all Parties on 22 September 2009.
- 1.10 The Operating Schedule, copied at Appendix 1, proposes the Relevant Licensable Activities and the steps to promote the licensing objectives.
- 1.11 The proposed Designated Premises Supervisor is Stuart Wright.

Relevant Representations

2. Responsible Authorities

All of the Responsible Authorities have been served with a copy of the application. The representations received are as follows:

Head of Environment

A representation has been received from the Head of Environment relating to the public safety and public nuisance objectives. (Appendix 2)

Hampshire Constabulary

A representation has been received from the Chief Officer of Police for Hampshire relating to the crime and disorder, public safety and public nuisance objectives. (Appendix 2)

Hampshire Fire and Rescue Service

No representations received.

Child Protection Team

No representations received.

Head of Building Control

No representations received.

Head of Safety Standards

A representation was received from the Head of Trading Standards relating to the child protection objective. This representation was withdrawn after the applicant agreed to conditions regarding this objective to be attached to the licence.

3. Interested Parties

The authority received 65 relevant representations from interested parties relating to all four licensing objectives. (Appendix 3)

4. Observations

The Sub-Committee is obliged to determine this application with a view to promoting the Licensing Objectives:

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

In making its decision, the Sub-Committee is also obliged to have regard to the National Guidance and the Council's Licensing Policy.

The Sub-Committee must have regard to all of the representations.

The Sub-Committee must take such of the following steps it considers necessary to promote the Licensing Objectives:

1. Grant the licence subject to conditions in accordance with the operating schedule (modified to such extent as the authority considers necessary for the promotion of the licensing objectives) and the mandatory conditions;
2. exclude from the scope of the licence any of the licensable activities to which the application relates;
3. refuse to specify a person in the licence as the premises supervisor;
4. reject the application.

Terminal hours

The Sub-Committee should take account of the National Guidance and the Council's Licensing Policy with regard to terminal hours and take such steps as it considers necessary to promote the Licensing Objectives.

(Licensing Policy Part 4, A8)

Licensing Objectives.

Crime and Disorder

The Sub-Committee should consider any necessary conditions to prevent crime and public disorder relating to the premises having regard to the operating schedule, and the observations of the Police and the interested parties.

(Licensing Policy 1.6, 2.11, 2.17)

Public Safety

The Sub-Committee should consider any necessary conditions relating to public safety having regard to the operating schedule, and the observations of the Police, Head of Environment and the interested parties.

(Licensing Policy Part 4, B3, B4)

Public Nuisance

The Sub-Committee should consider any necessary conditions to prevent public nuisance caused by noise and light pollution from the premises having regard to the operating schedule, and the observations of the Police, Head of Environment and the interested parties.

(Licensing Policy Part 4, Section C)

Protection of Children

The Sub-Committee should consider any necessary conditions for the Protection of Children having regard to the operating schedule, and the observations of the Head of Trading Standards and the interested parties.

(Licensing Policy Part 4, D6, D7)

Human Rights

It is considered that Articles 6 (right to a fair trial) 8 (right to respect for private and family life) and Article 1 of the First Protocol (right to peaceable enjoyment of possessions) may be relevant. As there is a right of appeal to the Magistrates' Court, it is considered that there would be no infringement of Article 6. Article 8 is relevant, insofar as the nearby residents could claim that this right would be infringed by disturbance from customers. This should be balanced against the applicants' right to use of their premises under Article 1 of the First Protocol. Interference with these rights is permitted, where this interference is lawful, necessary in a democratic society, and proportionate. Likewise, the residents may argue that their rights under Article 1 of the First Protocol would be infringed. If conditions are imposed, there should be no interference with any convention rights. To the extent that any interference may occur, it would be justifiable in a democratic society, and proportionate.

5. Conditions

Mandatory Conditions

Under the Licensing Act 2003, the following conditions must be imposed on the Premises Licence in any event:-

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 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. Where individuals are required on premises to carry out security activities, they must be licensed by the Security Industry Authority.

Possible Conditions

If the application is granted, the Sub-Committee may wish to consider the following conditions to reflect the Operating Schedule:

Operating Hours

1. The hours the premises may be used the provision of late night refreshment shall be:

(i) ***Monday to Sunday 2300 to 0500***

2. The hours the premises may be used for the sale of alcohol shall be:

(i) ***Monday to Sunday 0800 to 2300***

All Licensing Objectives

1. Data that the licence holder produces to satisfy themselves that the premises is not an excluded premises shall be submitted to the licensing authority on a quarterly basis.

Crime and Disorder

- 1 A CCTV System shall be installed and maintained to a standard agreed with the Police Crime Prevention Officer.
- 2 The system shall be capable of producing evidential standard quality images on a real time basis operating in normal conditions within the public areas.
- 3 All public areas shall be covered by CCTV. This shall include the front door and counter areas and shall be capable of providing good quality head and shoulder images.
- 4 All images shall be retained for 30 days and made available to an authorised officer on request.
- 5 There shall always be a member of staff on the premises capable of operating the CCTV system whilst the premises are open for licensable activity.
- 6 Any images recovered shall be in a format that can be readily taken away and viewed on any computer operating on any windows based program acceptable to the Police.
- 7 The CCTV system shall be operating at all times whilst the premises are open for licensable activity.

Public Safety

None

Public Nuisance

1. Prominent, clear notices shall be displayed at all exits requesting customers to respect the needs of local residents, to leave the premises and the area quietly.
2. Staff shall be given appropriate instructions and training to encourage customers to leave the premises quietly and not to loiter in the vicinity of the premises so as to minimize disturbance to local residents.

Protection of Children

1. The licence holder shall ensure that all cashiers are trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 21 years for evidence of age. This evidence shall be photographic, such as passport or photographic driving licence or identification including the PASS logo. All cashiers will be instructed,

through training, that a sale shall not be made unless such evidence is produced.

2. Prominent notices will be displayed in the store advising customers that they may be asked to provide evidence of age.
3. All cashiers shall be instructed, through training to enter in a refusal book (or electronic equivalent) details of any refusal to make a sale of alcohol to a customer. Such refusal book (or electronic equivalent) to be monitored by the licence holder on a regular basis and at least once every 2 weeks.
4. All cashiers shall undergo refresher training with regard to conditions 1 and 3 above at least once every 6 months.

6. Other Considerations

Corporate Strategy (Relevance To:)

This report covers issues which affect the principles of "safer and more inclusive communities" and "safeguarding our high quality environment for the future."

Resource Implications

A licence fee of £190 has been received. It is anticipated that an appropriate level of officer attendance will be provided within the existing budget.

Appendices

1. Application by BP Oil Limited
2. Representations by Responsible Authorities
3. Representations by Interested Parties
4. Map of premises location showing representations.

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.

We BP Oil UK Limited apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and 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	
St Cross Filling Station 43 St Cross Road	
Post town Winchester	Post code SO23 9PS
Telephone number at premises (if any)	
Non-domestic rateable value of premises	£26,000

Part 2 - Applicant details

Please state whether you are applying for a premises licence as	
	Please tick ✓ yes
a) an individual or individuals*	<input type="checkbox"/> please complete section (A)
b) a person other than an individual*	<input type="checkbox"/>
i. as a limited company	<input checked="" type="checkbox"/> please complete section (B)
ii. as a partnership	<input type="checkbox"/> please complete section (B)
iii. as an unincorporated association or	<input type="checkbox"/> please complete section (B)
iv. other (for example a statutory corporation)	<input type="checkbox"/> please complete section (B)
c) a recognised club	<input type="checkbox"/> please complete section (B)
d) a charity	<input type="checkbox"/> please complete section (B)

e) the proprietor of an educational establishment	<input type="checkbox"/>	please complete section (B)
f) a health service body	<input type="checkbox"/>	please complete section (B)
g) a person who is registered under Part 2 of the Care Standard Act 2000 (c14) in respect of an independent hospital	<input type="checkbox"/>	please complete section (B)
h) the chief officer of police of a police force in England and Wales	<input type="checkbox"/>	please complete section (B)
* If you are applying as a person described in (a) or (b) please confirm:		
		Please tick <input checked="" type="checkbox"/> yes
▪ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or	<input checked="" type="checkbox"/>	
▪ I am making the application pursuant to a	<input type="checkbox"/>	
o Statutory function or	<input type="checkbox"/>	
o A function discharged by virtue of Her Majesty's prerogative	<input type="checkbox"/>	

(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)	<input type="checkbox"/>
Surname					First names				
I am 18 years old or over									
Please tick <input checked="" type="checkbox"/> yes									
Current postal address if different from premises address									
Post town							Post code		
Daytime contact telephone number									
E-mail address (optional)									

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)	<input type="checkbox"/>
Surname				First names					
I am 18 years old or over								Please tick ✓ yes	
Current postal address if different from premises address									
Post town						Post code			
Daytime contact telephone number									
E-mail address (optional)									

(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	
BP Oil UK Limited	
Address	
Registered Office:	Preferred Address:
Chertsey Road Sunbury on Thames Middlesex TW16 7BP	Witan Gate House 500-600 Witan Gate Milton Keynes MK9 1ES
Registered number (where applicable)	
00446915	
Description of applicant (for example partnership, company, unincorporated association etc)	
Company	
Telephone number (if any) 01908 853 938	
E-mail address (optional) N/A	

Part 3 Operating Schedule

	Day		Month		Year			
When do you want the premises licence to start?	1	6	0	9	2	0	0	9

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

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

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

A petrol forecourt store situated at 43 St Cross Road, Winchester, SO23 9PS. The store sells a wide range of convenience store goods.

The layout of the premises is shown on the plan which accompanies the application.

What licensable activities do you intend to carry on from the premises?
 (Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

Please tick ✓ yes

Provision of regulated entertainment

a) plays (if ticking yes, fill in box A)	<input type="checkbox"/>
b) films (if ticking yes, fill in box B)	<input type="checkbox"/>
c) indoor sporting events (if ticking yes, fill in box C)	<input type="checkbox"/>
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	<input type="checkbox"/>
e) live music (if ticking yes, fill in box E)	<input type="checkbox"/>
f) recorded music (if ticking yes, fill in box F)	<input type="checkbox"/>
g) performances of dance (if ticking yes, fill in box G)	<input type="checkbox"/>
h) anything of a similar description to that falling within (e), (f), or (g) (if ticking yes, fill in box H)	<input type="checkbox"/>
<u>Provision of entertainment facilities for</u>	
i) making music (if ticking yes, fill in box I)	<input type="checkbox"/>
j) dancing (if ticking yes, fill in box J)	<input type="checkbox"/>
k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)	<input type="checkbox"/>
<u>Provision of late night refreshment</u> (if ticking yes, fill in box L)	<input checked="" type="checkbox"/>
<u>Supply of alcohol</u> (if ticking yes, fill in box M)	<input checked="" type="checkbox"/>
In all cases complete boxes N, O and P	

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both - please tick ✓</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tues					
Wed				<u>State any seasonal variations for performing plays</u> (please read guidance note 4)	
Thur					
Fri			<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> (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both - please tick ✓</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tues					
Wed				<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)	
Thur					
Fri			<u>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</u> (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details here (please read guidance note 3)
Day	Start	Finish	State any seasonal variations for indoor sporting events (please read guidance note 4)
Mon			
Tues			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 (please read guidance note 5)
Wed			
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)	Outdoors <input type="checkbox"/>
Mon				Both <input type="checkbox"/>
Tues			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)	
Wed				
Thur			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 (please read guidance note 5)	
Fri				
Sat				
Sun				

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tues			State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed			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 (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tues			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Wed			Non-standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place <u>Indoors or outdoors or both - please tick ✓</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tues					
Wed				State any seasonal variations for the performance of dance (please read guidance note 4)	
Thur					
Fri					
Sat				Non-standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sun					

H

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

I

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
			Will the facilities for making music be indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tues					
Wed			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Thur					
Fri			Non-standard timings. Where you intend to use the premises for the entertainment or similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both - please tick ✓ (see guidance note 2)		
			Indoors	<input type="checkbox"/>	
			Outdoors	<input type="checkbox"/>	
			Both	<input type="checkbox"/>	
Day	Start	Finish			
Mon			Please give a description of the facilities for dancing you will be providing		
Tues					
Wed			State any seasonal variations for providing dancing facilities (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

K

Provision of facilities for entertainment of a similar description to that falling within I or J Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tues			Please give further details here (please read guidance note 3)		
Wed					
Thur			State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J (please read guidance note 4)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input checked="" type="checkbox"/>
Mon	0000	0500	Please give further details here (please read guidance note 3)	
	2300	2400		
Tues	0000	0500	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)	
	2300	2400		
Wed	0000	0500	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 (please read guidance note 5)	
	2300	2400		
Thur	0000	0500		
	2300	2400		
Fri	0000	0500		
	2300	2400		
Sat	0000	0500		
	2300	2400		
Sun	0000	0500		
	2300	2400		

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption (Please tick box ✓) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
Day	Start	Finish	Both <input type="checkbox"/>		
Mon	0800	2300	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Tues	0800	2300			
Wed	0800	2300			
Thur	0800	2300	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	0800	2300			
Sat	0800	2300			
Sun	0800	2300			

State the name and details of the individual whom you wish to specify on the licence as premises supervisor	
Name	STUART WRIGHT
Address	30 CALDECOTTE LANE, CALDECOTTE MILTON KEYNES
Post code	MK7 8AN
Personal Licence number (if known)	MK 00090560
Issuing licensing authority (if known)	MILTON KEYNES COUNCIL

N

<p>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 8)</p> <p>The premises sell alcohol and other age related products.</p>
--

0

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variation (please read guidance note 4)
Day	Start	Finish	
Mon	0000	2400	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 (please read guidance note 5)
Tues	0000	2400	
Wed	0000	2400	
Thur	0000	2400	
Fri	0000	2400	
Sat	0000	2400	
Sun	0000	2400	

P

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

a) General - all four licensing objectives (b, c, d, e) (please read guidance note 9)

b) The prevention of crime and disorder

1. A CCTV system will be installed, or the existing system maintained, such system to be fit for the purpose.
2. The CCTV system shall be capable of producing immediate copies of recordings on site. Copies of recordings will either be recorded on good quality video tape or digitally on to CD/DVD or other equivalent medium.
3. Any recording shall be retained and stored in a suitable and secure manner for a minimum of 28 days and shall be made available, subject to compliance with Data Protection legislation, to the police for inspection on request.
4. The CCTV system will incorporate a camera covering the entrance door and the alcohol display areas and will be capable of providing an image which is regarded as identification standard. The precise positions of the cameras may be agreed, subject to compliance with Data Protection legislation, with the police from time to time.
5. The system will display, on any recording, the correct time and date of the recording.
6. A system will be in place to maintain the quality of the recorded image and a complete audit trail maintained.
7. The CCTV system will be maintained so as to be fully operational throughout the hours that the premises are open for any licensable activity.

c) Public safety

The applicant will at all times maintain adequate levels of staff. Such staff levels will be disclosed, on request, to the licensing authority and police.

d) The prevention of public nuisance

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

e) The protection of children from harm

The licence holder shall ensure that all cashiers are trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 21 years (or older if the licence holder so elects) for evidence of age. This evidence shall be photographic, such as passport or photographic driving licence until other effective identification technology (for example, thumb print or pupil recognition) is introduced. All cashiers will be instructed, through training, that a sale shall not be made unless this evidence is produced. Prominent notices will be displayed in the store advising customers that they may be asked to provide evidence of age.

CHECKLIST: -	Please tick ✓ yes
• I have made or enclosed payment of the fee	<input checked="" type="checkbox"/>
• I have enclosed the plan of the premises	<input checked="" type="checkbox"/>
• I have sent copies of this application and the plan to responsible authorities and others where applicable	<input checked="" type="checkbox"/>
• I understand that I must now advertise my application	<input checked="" type="checkbox"/>
• I understand that if I do not comply with the above requirements my application will be rejected	<input checked="" type="checkbox"/>

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 - Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature

Winckworth Sherwood

Date

17 August 2009

Capacity

Solicitors duly authorised on behalf of the Applicant

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). 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 13)

(Ref:DXC/88/612/RPB)

Winckworth Sherwood LLP

Minerva House

5 Montague Close

Post town

London

Post code

SE1 9BB

Telephone number (if any)

020 7593 0234

If you would prefer us to correspond with you by e-mail insert your e-mail address (optional)

dcrawford@wslaw.co.uk

Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout 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.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day, e.g. Christmas Eve.
6. Please give timings in 24-hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

**FORM OF CONSENT OF INDIVIDUAL TO BEING SPECIFIED
AS PREMISES SUPERVISOR**

I, STUART WRIGHT

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

by BP OIL UK LIMITED

relating to a premises licence no.

for **St CROSS FILLING STATION, 43 ST CROSS ROAD, WINCHESTER, SO23 9PS**
and any premises licence to be granted or varied in respect of this application made by BP OIL UK LIMITED

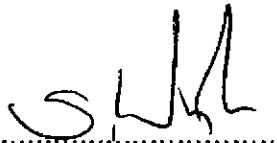
concerning the supply of alcohol at **St CROSS FILLING STATION, 43 ST CROSS ROAD, WINCHESTER, SO23 9PS**

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

Personal licence number: **MK 00090560**

Personal licence issuing authority: **Milton Keynes Council**

Signed:









Name (please print):

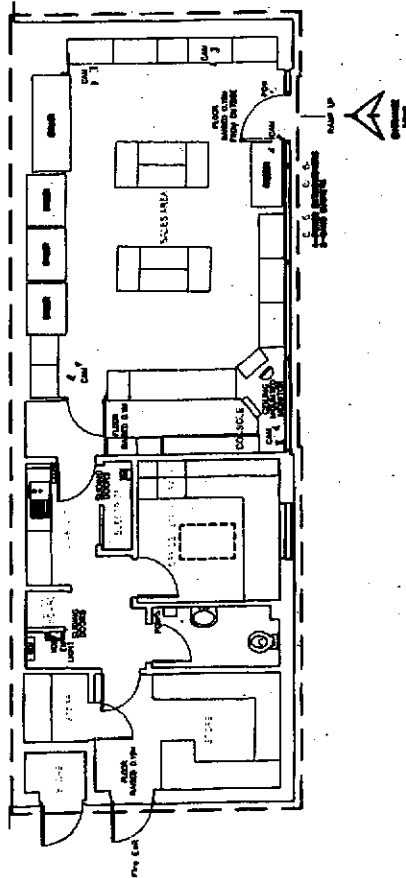
STUART WRIGHT

Date

13/8/09

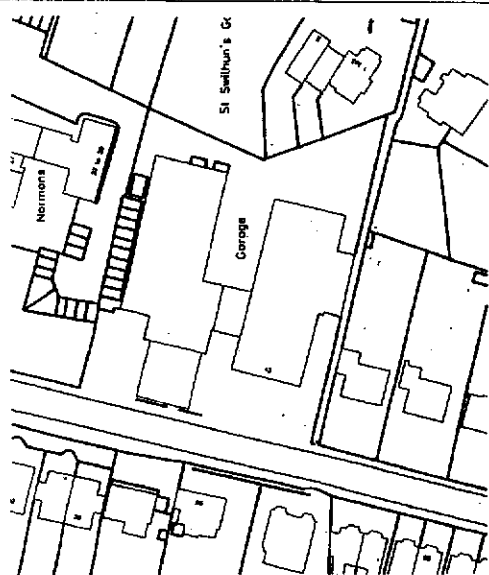
KEY

-  EMERGENCY LIGHTING
-  CCTV CAMERA
-  EXISTING CEILING MONITOR
-  POWDER EXTINGUISHER
-  CO2 EXTINGUISHER
-  SMOKE DETECTOR




ENTIRE STORE TO BE LICENSED FOR
THE SALE OF ALCOHOL AND
PROVISION OF LATE NIGHT REFRESHMENT

Shop Layout
Scale 1:100



SITE LOCATION MAP 1:1250

Rev	Date	Revision
REVISION APPROVAL		
OWNER	NAME & SIGNATURE	DATE
RETAIL A & D MGR		
		

BP OIL UK LTD Asset Development 100/100 Millers Lane 9023 9PFS WINCHESTER HANTS SO23 9PFS		ST CROSS Filling Station ST CROSS ROAD WINCHESTER SO23 9PFS	
DRAWN: S. MURPHY DATE: 14/03		Premises License Layout	
DESIGN APPROVED: H. J. PEARSON DATE:		FILE: 10075-79	DRAWING No: 10075-79
SCALE: SHOP 1:100 @ A3 DIMENSIONS IN: MM			

Information on the use of this plan, including the use of photographs, is available from the Planning Department of the City of Winchester, Winchester City Council, Winchester, Hampshire, SO23 9PFS. Tel: 01962 843100. Fax: 01962 843101. Email: planning@winchester.gov.uk

MEMORANDUM

TO: Head of Legal Services

FAO: Licensing Dept

FROM: Mr David Ingram

DATE: 9th September 2009

Licensing Act 2003

Application for Premises Licence and Variation

St Cross Filling Station, 43 St Cross Road, Winchester

Licence application for supply of alcohol and late night refreshments.

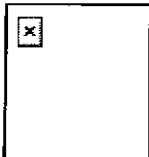
I write in respect of the above application. Having considered the application in detail, I am concerned about the public nuisance/public safety implications and make representation for the following reasons:

The proposed hours for the supply of refreshments is through out the night and this retail activity is likely to generate a level of activity that is not in keeping with the residential land use surrounding the site.

I am of the opinion that it is likely to cause public nuisance to persons in residence in nearby domestic dwellings from additional noise impacts due to pedestrian and vehicular traffic accessing, leaving and when on the site, to purchase late night refreshments throughout the night.

Should you require further information please contact me on extension 2479.

Mr David Ingram
Environmental Protection



**New grant or variation of premises licence
Or club premises certificate
Form for representations from Hampshire Constabulary**

Before completing this form, please refer to FPP 07001 (Licensing (Licensing Act 2003))

Hampshire Constabulary is a responsible authority and wish to make a representation regarding under the Licensing Act 2003, regarding the:

<input type="checkbox"/> 1: Grant for a personal licence	(Object within 14 days)
<input type="checkbox"/> 2: Grant for a temporary event notice (TEN)	(Object within 48 Hours)
<input type="checkbox"/> 3: Transfer of a premises licence	(Object within 14 days)
<input type="checkbox"/> 4: Variation of designated premises supervisor	(Object within 14 days)
<input checked="" type="checkbox"/> 5: Grant/Variation of a premises licence/club prem' certificate	(Object within 28 days)

Name of Applicant:	BP Oil UK Premises Ltd
Name of Proposed DPS:	Stuart Wright

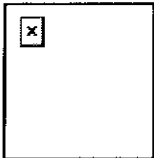
Details of relevant conviction (Personal Licence Applications ONLY)

Postal address of premises:	St Cross Filling Station 43 St Cross Road Winchester
Postcode:	SO23 9PS

Details of responsible authority applicant

Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other title / Rank:	PC 1526 Licensing officer
Surname: Miller	First Names: Gary
Current postal address :	Winchester Police Station North Walls Winchester
Postcode:	SO238DW
Daytime telephone number:	01962 871 386
E-mail address: (optional)	gary.miller@hampshire.pnn.police.uk

Hampshire Constabulary is a responsible authority and the applicant has the delegated authority of the Chief Officer of Police in respect of his responsibilities under the Licensing Act 2003



**New grant or variation of premises licence
Or club premises certificate
Form for representations from Hampshire Constabulary**

This application to object relates to the following licensing objective(s)

- | | |
|---|-------------------------------------|
| 1) The prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) Public safety | <input checked="" type="checkbox"/> |
| 3) The prevention of public nuisance | <input checked="" type="checkbox"/> |
| 4) The protection of children from harm | <input type="checkbox"/> |

*Please select
one or more
boxes*

Please state the ground(s) for representation:

Police wish to make a representation to this application for the following reasons.

St Cross Filling Station's position is situated within a residential area on a main arterial route in and out of Winchester City centre. The only other commercial type premises in the vicinity is the retail garage sales/repairs adjacent to this location.

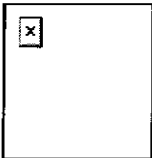
We believe that this application will lead to increased 'Crime & Disorder' and 'Public Nuisance' above of what the residents are already suffering in the area. There are already reports within the locality of criminality consistent with our Representation. Selling alcohol until 2300 hrs seven days a week and supplying hot food until 0500 will generate increased foot traffic from people, many of whom will in all probability be inebriated. People are also likely to gather and cause anti social behaviour and noise nuisance whilst they consume their food. There will also be an increase in vehicles driving on and off the site way into the early hours when the Licensed Premises close in the city centre and customers stop for food on their way home. This would be at a time of day when the majority of residents are likely to be asleep who would have their sleep disturbed.

The named DPS has an address in Milton Keynes. How could this person possibly meet the requirement of the Licensing Act 2003 and spend a significant amount of time on the premises and be readily available when issues arise.

The Premises already trades as a petrol station outlet with a small shop from which the cashier is situated. However without documentary evidence to show Primary use we believe that the overall layout and size of the shop makes this an 'Excluded Premises' under s176 of the Licensing Act 2003.

I refer to LACOR's Guidance S176 LA03 which states that "premises used primarily as a garage or which form part of premises which are primarily so used" are excluded premises, and that no premises licence, club premises certificate or temporary event notice has effect to authorise the sale by retail or supply of alcohol on or from excluded premises.

We Believe therefore that this Premises Licence application should be refused in its entirety.



**New grant or variation of premises licence
Or club premises certificate
Form for representations from Hampshire Constabulary**

However

Should the Licensing Sub Committee grant the Premises Licence we believe that the following conditions should apply.

Data should be provided by the applicant on a quarterly basis to the Licensing Authority via the Licensing Officer to show that this Premise is not an 'Excluded Premises.' This should continue for a sufficient length of time so proper analysis can be made by the Licensing authority.

A CCTV System must be installed and maintained to a standard agreed with the Police crime prevention officer. The system must be capable of producing evidential standard quality images on a real time basis operating in normal conditions within the public areas. All public areas must be covered by CCTV. This must include the front door and counter areas and must be capable of providing good quality head and shoulder images. All images must be retained for 30 days and made available to an authorised officer on request. There must always be a member of staff capable of operating the CCTV system whilst the premises are open for licensable activity. Any images recovered must be in a format that can be readily taken away and viewed on any computer operating on any windows based program acceptable to the Police. The CCTV system must be operating at all times whilst the premises are open for licensable activity.

There must be prominent signs requesting customers to leave the area quietly and respect the neighbours.

Staff to actively encourage customers to leave the area once served to minimise nuisance and discourage groups forming after 2200.

It is an offence, under section 158 of the Licensing Act 2003 to make a false statement in or in connection with this representation

Police recommendations (including any conditions)

A/A

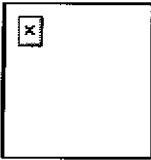
Signature of Officer Completing

Name Gary Miller

Collar Number: 1526

Signature: _____

Date: 11/09/09



RESTRICTED

G89
Page 4 of 4

**New grant or variation of premises licence
Or club premises certificate
Form for representations from Hampshire Constabulary**

Signature of Authorising Officer

Name _____ Collar Number: _____
Signature: _____ Date: _____

RESTRICTED

John Myall

From: Richard Ashton [REDACTED]
Sent: 16 September 2009 11:26
To: Licensing
Subject: St Cross Filling Station

I wish to object to the proposed licence changes at St Cross Filling Station.

I am a local resident living with my family nearby on St Cross Road. We are already regularly disturbed at night and in the early hours by noisy drunks. There is also frequent disturbance at night from the offender's hostel opposite our house. My sons, who sleep in bedrooms fronting the road find it particularly difficult to get a good night's rest because of this, and because of traffic (often speeding) during the night.

We have continual problems with litter dropped in gardens by late-night drinkers as they return home, and damage to property, such as the deliberate pushing over of brick walls, which are expensive to rebuild.

The granting of the licence to sell refreshments late into the night and early morning would inevitably increase both traffic and pedestrian activity in the immediate vicinity at a time when a residential area should be quiet so that people can sleep.

Late-night drinkers returning via St Cross Road would tend to congregate at any food outlet – even if alcohol were not available after 11pm – and further disturbances would result. BP are well aware that there is passing trade here during the small hours, which is why they have applied for this licence. There are plenty of existing outlets for alcohol and food in the area, and given the increasing level of alcohol-related problems in Britain today, the council should be taking a responsible line on this unnecessary proposed addition. It would be completely inappropriate to approve the licence in this location, and would diminish the rateable value of homes in the area.

Yours sincerely,

Richard Ashton
10, St Cross Court,
St Cross Road
Winchester, SO23 9PZ

This message has been scanned for viruses by BlackSpider MailControl - www.blackspider.com

John Myall

From: Diana [REDACTED]
Sent: 14 September 2009 16:15
To: Licensing
Subject: RE: Application for a New Premises Licence - St Cross Filling Station, St Cross Road, Winchester
Follow Up Flag: Follow up
Flag Status: Flagged

From: Diana Bailey [REDACTED]
Sent: 03 September 2009 14:26
To: Licensing
Subject: Application for a New Premises Licence - St Cross Filling Station, St Cross Road, Winchester

Application for a New Premises Licence - St Cross Filling Station, St Cross Road, Winchester

1. We object to this application on the grounds of public nuisance - the potential noise made by patrons in or around the premises. .
2. Also public safety - it is next to homes for vulnerable people.
3. Also prevention of crime and disorder - it encourages late night drivers to buy alcohol. .

Roger Bailey and Diana Bailey
38 St Cross Rd
Winchester
Hants SO23 9PR

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4 Mede Villas, Kingsgate Road, Winchester, Hants, SO23 9QQ

10 September 2009

John Myall, Esq., Licensing Officer
Winchester City Council
City Offices
Colebrook Street
Winchester, SO23 9LJ

Dear Mr Myall,

BP Filling Station - St Cross Road

I write to add my voice to those who object to the granting of a Licence to sell alcohol from 8 a.m. to 11 p.m. and 'refreshments' until 5 a.m. at the above premises.

Public Nuisance

This is a residential area, and we residents greatly value quiet and the absence of commercial activity at night. I understand that 'refreshments' means, in effect, hot meals; and one can easily envisage the gathering of young people on the large forecourt of the garage who, having bought their drink earlier, could 'party away the night.' Indeed, there would be nothing to stop the garage putting chairs and tables outside to encourage trade.

In effect the garage would become a mini-pub, open throughout the night - a deplorable prospect for those of us who live nearby, and have to clean up the cans and chicken tikka boxes scattered along our roads, and put up with the noise of drunken revellers.

Public Safety

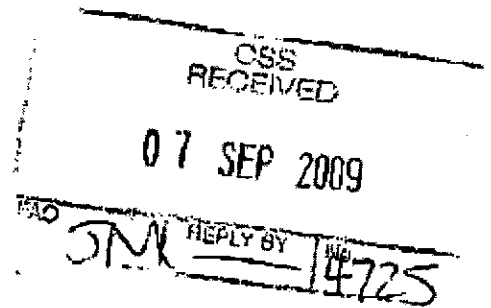
In view of the worries and warnings from the Government and the NHS about alcohol consumption it would seem irresponsible to allow yet another alcohol outlet in, of all places, a petrol station.

I ask our Councillors to turn down this application, and thus help to keep this St Cross area a place of quiet for its residents.

Yours sincerely


Gillian M Baker (Mrs)

**50 Edgar Road,
Winchester,
SO23 9SJ**



Winchester City Council,
Licensing Authority,
Licensing Team,
Winchester,
SO23 9LJ

6th September 2009



Dear Sirs,

We are quite appalled to read in The Chronicle that BP are applying for a licence to sell alcohol and late night food.

We would like to remind Winchester City Council that St. Cross is designated a Conservation Area and is a prime Residential Area. In point of fact, neither Petrol Station nor Skoda should be there at all. In 1980 BP was a Two Pump affair which closed at lunch time on a Saturday, re-opening on Monday morning. That was just about acceptable, but since then the whole of that site has increased in size, noise, bright lights, etc.

We already suffer more than our fair share of noise from drunken yobos, particularly on Friday and Saturday nights, and the thought of them congregating there for yet more drink and late night snacks is quite unacceptable.

The reasons for our objection are obvious:

INCREASED NOISE (BOTH HUMAN AND TRAFFIC), INCREASED LITTER, INCREASED FIRE HAZARD DANGER (SMOKING IN A PETROL STATION WHILST DRINKING - TO ALLOW THIS WOULD BE TOTALLY IRRESPONSIBLE)

We trust that the Council are not going to allow a large multinational to 'influence' them in their decision making and that for once, maybe, they will consider us, the rate payers on whom they depend, and that they will reject this application forthwith. We suspect that St. Cross Filling Station is not doing as well as they would like and once the new Park and Ride is up and running, there will be even less traffic passing their way. Is this how they intend to increase their revenue, by staying open all hours? And at our expense? It will attract drivers off the M3 just when they are trying to prevent traffic into the City. Alcohol is not on sale at the M3 Winchester Services.

In short, we would like to propose shorter opening hours, which would be more appropriate in a Residential and Conservation Area, with an ultimate aim of moving both BP and Skoda to the outer City Limits, and the building of quality homes on a par with those opposite, ie Nos. 54 and 56 St. Cross Road in their place. How sensible that would be.

Yours faithfully,

Martin C. Blockley Rosy Blockley

John Myall

From: Sarah Boas [REDACTED]
Sent: 14 September 2009 17:04
To: Licensing
Cc: Cllr Fiona Mather; campaigns@stevebrine.com; David Ingram
Subject: St Cross Filling Station
Follow Up Flag: Follow up
Flag Status: Flagged

To the Licensing Committee:

Dear Sirs

We wish to express our serious concern about the application by BP Oils Ltd for an off-license for the St Cross Garage.

The granting of such a license would be potentially very damaging to our local community. Inevitably there would be more crime and disorder, more public nuisance, and more traffic and noise in and around St Cross Road. It could also affect the safety and well-being of local residents, particularly in the evening and late at night.

We therefore strongly urge you to persuade the Council to refuse the application.

Yours faithfully
Mr and Mrs A M Boas
The Cottage
Kingsgate Road
Winchester
Hants SO23 9QQ

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The Licensing Team,
Witchamper City Council
Colebrook Street Office,
Witchamper LB23 3HW

22 Norman Road
Norman Road
Witchamper
Hants RG28 5PP

10.9.09

Dear Sir,

14 SEP 2009

Re: Licence Application, PREM 558
St Cross Filling Station, St Cross Road, Witchamper.

DMT Licence 4761

Having been a resident in Norman Road, St Cross, for 23 years, I wish to lodge an objection to the application for a licence to supply late night alcohol and refreshments at the above-named filling station.

In recent years there has been a noticeable increase in late-night noise, littering and vandalism in this area of St Cross. Examples of the latter include:-

1. Two separate attempts to break into my car, damaging the lock, whilst it was parked on the private forecourt outside my home at Norman Hall.
2. Another resident had both registration plates stolen from his vehicle whilst it was similarly parked.
3. The boundary fence to Norman, facing Norman Road, has been vandalized.
4. A stolen official highway sign has been dumped at the rear of the building.
5. Estate agents' advertising boards relating to the premises have been repeatedly knocked down.
6. Even young replacement trees planted by Witchamper City Council on their grass verge in Norman Road have had their tops hacked off a short while later (You ref DM/LST/Treat)

The granting of the licence applied for by the Filling Station would undoubtedly lead to more such activities in the area.

Last, but by no means least, the residential area of St Cross is a designated Conservation Area, and whilst a small well-run shop is welcome, the sale of late night alcohol and refreshments is totally inappropriate.

Yours faithfully


(Miss J. B. M. BOWERS)

John Myall

From: chris brown [REDACTED]
Sent: 13 September 2009 17:49
To: David Ingram
Cc: campaigns@stevebrine.com; Cllr Ian Tait; Cllr Robert Sanders; Cllr Fiona Mather;
[REDACTED]
Subject: ST. CROSS FILLING STATION

Reference BP OIL LTD's application for a licence for alcohol and light refreshment sales, we would object on for the following reason:

There are already enough late night drunks and 'yobbos' maurading up and down Ranelagh Road, often noisy and foul mouthed, waking us and our neighbours up, dropping litter, and occasionally causing damage to cars. We truthfully believe that this situation is likely to deteriorate further if increased late night access to alcohol is made easier. The likelihood of increased PUBLIC NUISANCE is therefore a key factor in our objection, and possibly increased CRIME AND DISORDER and PUBLIC SAFETY. We do not have a view on PROTECTION OF CHILDREN.

Please support the rejection of BP's application.

Sincerely

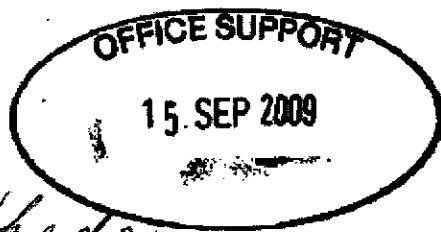
Chris and Margo Brown
4 Ranelagh Road

c.c. PC Gary Miller, c/o North Walls Police Station, Winchester, SO23 8DW

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Licensing



27 NORMANS,
Lorner Road.
Winchester SO23 9PP.
Sept. 14th.

Dear Sir/Madam,

I want to object strongly
to the application by St. Cross Filling Stn (B.P)
for a late night alcohol license until 2300 hrs,
plus late night refreshments daily until 5 AM

For obvious reasons: -

St. Cross being a residential area: -

Vandalism

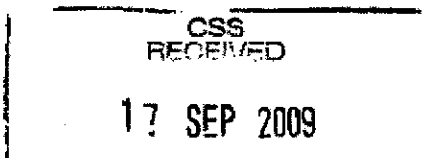
traffic safety

Rubbish

Drunkenness & noise

There is ample provision for these extra
services in town.

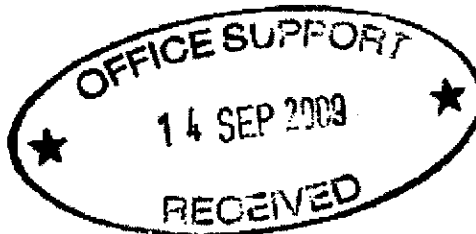
Yours faithfully.



PAO JMI REPLY BY 16790

R. Bryans (Mrs)

6 Priors Barton
WINCHESTER
SO23 9OF



14 SEP 2009
JMI - 4758

8th September 2009

Dear Sir

Licensing Act 2003: Application for a Premises Licence

BP Oil UK, St Cross Filling Station, 43 St Cross Road, Winchester SO23 9PS

I am strongly opposed to the granting of a licence for the sale by retail of alcohol from 0800 to 2300 and the provision of late night refreshment from 2300 to 0500 seven days a week.

1. It is inappropriate for petrol stations to sell alcohol.
2. There is already evidence of drunken behaviour in the neighbourhood - wanton vandalism eg. signs torn up and pedestrians posing a danger to themselves by walking along St Cross Road in a drunken manner. I have observed the latter twice in the last ten days, at a relatively early hour, at 7pm and the other at round 8pm. Having an alcohol retail outlet in the area can do nothing but exacerbate the situation
3. There cannot be much in the way of passing traffic between 2300 and 0500. One can only assume that if the garage stays open throughout the night, it will hope to draw in traffic that would otherwise be bypassing the centre of Winchester - possibly heavy lorry traffic. There are many houses on St Cross Road and the Norman Road flats that would suffer from the noise that would inevitably occur if the filling station were open all night at a time when the area is normally quiet. In what is essentially a residential area, all night opening would create a public nuisance.

Yours faithfully


(Mrs Susan Butterfield)

Licensing Team
Winchester City Council,
City Offices,
Colebrook Street
WINCHESTER SO23 9LJ

John Myall

From: Rex Chester [REDACTED]
Sent: 10 September 2009 09:56
To: Licensing
Subject: Extended opening hours at St. Cross BP Garage

Dear Sirs,

My wife and I live at 42 Edgar Road. We feel very privileged to live in one of the most beautiful and peaceful areas of Winchester. Therefore we feel at horrified at the thought that the BP Garage in St Cross Road might have a license to sell fast food on an all-night basis.. We believe that there would be serious extremely undesirable consequences for our neighbourhood.

The likely result would be a significant increase in the amount of late night traffic, light pollution, noise from visitors to the garage while buying and eating fast food in the area and a proliferation of antisocial crime, not to mention a horrendous increase in the amount of litter, I say this as a Winchester Litterpicker whose patch this is. There would be a real risk of an increase in more serious crime such as assault , damage to property and burglary. It seems probable that the garage would become a late night stopping off point to obtain further supplies of alcohol and food on the way home from venues in Winchester City Centre.

What is even more disturbing is that unlike the city centre St Cross and Christchurch Road areas are not provided with a regular police presence and are quiet residential areas of such a unique character that they have been designated as " Conservation Areas "

Please , please , please on no account approve this application.

Yours truly Rex Chester, former City Councillor for the Upper Meon

Valley Ward

Click [here](#) to report this email as spam.

John Myall

From: [REDACTED]
Sent: 16 September 2009 16:56
To: Licensing
Subject: Re: Proposed extension of opening hours of the BP Garage St Cross Rd

2 St Faith's Rd
St Cross
Winchester
SO23 9QB

16 th September 2009

Dear Mr Myall

Many thanks for your quick reply. I have included my address above. I would be very grateful if you would forward my representation to the Licensing sub Committee. I believe that my objection covers all four of the licensing objectives.

I will be most interested to learn of the progress of this application.

Thanks you.

Yours Sincerely

Miriam Coley

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

From: licensing@WINCHESTER.GOV.UK

To: [REDACTED]

Sent: Wed, Sep 16, 2009 12:03 pm

Subject: RE: Proposed extension of opening hours of the BP Garage St Cross Rd

Dear Ms Coley

Thank you for your representation.

When relevant representations are received for an application, the authority must hold a hearing by the Licensing Sub Committee to determine the application. The hearing will be held at Winchester Guildhall within 20 working days after the close of the date for representations.

Relevant representations must relate to one or more of the four licensing objectives, crime and disorder, public safety, public nuisance and the protection of children. They should also relate to matters that are within the control of the licence holder.

Any party making a relevant representation will be invited to the hearing and, subject to the return of a hearing notice, may address the Licensing Sub Committee.

Any representations will be forwarded to the applicant to enable them to respond and form part of a public document, which includes names and addresses. The document will also be published on the Council's website.

Please attached your address to a reply in order for this to be a valid representation. If you do not wish your details to appear, your representation cannot be considered by the Sub Committee. (telephone numbers and email addresses will not appear).

You may wish to look at http://www.culture.gov.uk/what_we_do/alcohol_and_entertainment/4038.aspx which gives some guidance for interested parties.

If you have any queries, please contact this office.

John Myall MLoL. ABII
Licensing and Registration Manager
Winchester City Council
City Offices
Colebrook Street
Winchester
SO23 9LJ

T 01962 848 443
F 01962 848 555
DX 120400 Winchester 5

jmyall@winchester.gov.uk
www.winchester.gov.uk

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

From: [REDACTED]
Sent: 15 September 2009 23:00
To: Licensing
Subject: Proposed extension of opening hours of the BP Garage St Cross Rd

Proposed extension of opening hours of the BP Garage St Cross Rd

To Whom It May Concern.

I wish to register my opposition to the above proposal on the following grounds;

It is out of character for the area.

It will attract noise and nuisance throughout the night in a residential area with many families and elderly people.

It will be a source of temptation to local young people and will be inadequately policed- resources are already stretched in the town centre.

There will be litter and environmental impact.

I am a local resident in St Faith's Rd and the proposal will change the nature and tranquility of my area.

Yours Faithfully

Miriam Coley

John Myall

From: CATRIONA COULSON [REDACTED]
Sent: 14 September 2009 20:55
To: Licensing; David Ingram
Subject: Application for a New Premises Licence - St Cross Filling Station, St Cross Road
Follow Up Flag: Follow up
Flag Status: Flagged

Dear Sir / Madam

I strongly object to the above application for an alcohol licence and also all night food at the above premises on the following grounds.

1. **Public Nuisance** - our road backs on to the premises and we already have a problem at pub closing time with noise in the streets. This will only make the situation worse as there are likely to be groups of people congregating on the way out of the Winchester, lingering in the historic St Faiths graveyard and in the alley way between St Cross Road and Kingsgate Road. This is already a major nuisance. This will make it easier to take alcohol onto college grounds, the water meadows and on St Catherines Hill. All of these areas have already had problems with this.
2. **Crime** - an increase in the anti social crime. In the recent past, there have been incidences of house names being stolen, street signs being ripped up, scratching of cars and breaking of fences
3. **Protection of Children** - I have 3 young children and I have a concern this will further encourage under age drinking as it will be readily accessible in a residential area. On a Friday and Saturday night, we often have to close windows to reduce disturbance from screaming and swearing in the street. I am hugely concerned that I will end up walking them to school past people already drinking or even buying alcohol at 8.15am.

On the above basis I urge you to reject this proposal.

Yours faithfully

Catriona Coulson
Clovercombe
Kingsgate Road
Winchester
SO23 9QQ

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Re: Application for a new premises licence - St Cross Road Filling Station, St Cross Road, Winchester from BP Oil Limited to provide late night refreshments 23.00-05.00 every day and supply of alcohol for consumption off the premises 08.00-23.00 every day.

Dear Sir

I wish to register my objection to the above application. My wife and I live in Priors Barton, and our property is on the corner of Garnier Road and Kingsgate Road. This is only a short walk from the Filling Station, through the alleyway that connects Kingsgate Road and St Cross Road.

Our objections are for the following reasons:-

- **Public nuisance** – We often have to put up with young people walking along Kingsgate Road late at night, being very noisy and shouting obscenities. Much worse is that they often congregate on the wall on the corner of Garnier Road and Kingsgate Road staying there for several hours, sometimes up to 4pm in the morning. This is an unreasonable and sometimes frightening public nuisance. The police have been contacted on several occasions and have advised us not to confront the individuals but to phone them instead.

People having already consumed excess alcohol may be tempted to buy extra alcohol on their walk home and consume it in the street.

A retail outlet just around the corner selling alcohol late into the night, and also having a licence to sell food throughout most of the night is only likely to make this public nuisance worse. It is not reasonable to expect local residents to put up with this and we expect the licensing authorities to recognise serious potential disturbance to residents.

- **Public safety** – gatherings of people outside one's residence, having consumed excess alcohol is a threat whether real or imagined to public safety. There have been occasions when we have heard items being thrown at property and on one occasion the sound of breaking glass. The above application, particularly with the sale of alcohol is likely to make it worse.
- **Protection of children** – Winchester, like many of our towns and cities has a problem of excess alcohol consumption in young people with binge drinking in particular. This is damaging to their health and also puts a huge strain on local health services, particularly the A & E department of the hospital.

I am a local GP and also Medical Officer for Winchester College and I am very worried that this application will offer an opportunity for easy access for the purchase of alcohol by young teenagers. This of course applies during the day as well as at night. Those under-age are likely to find it easier to buy alcohol in a filling station than a public house.

For the above reasons therefore we strongly object to the application.

Yours faithfully

Dr and Mrs A Crawford
1 Priors Barton
Winchester. SO23 9QF

John Myall

From: Tessa Cunningham [REDACTED]
Sent: 07 September 2009 14:39
To: Licensing
Subject: License application St Cross BP garage

Dear Sir,

I am very concerned about the application by BP garage to extend its opening hours even further and to sell late night refreshments including alcohol.

I live in close proximity to the garage and fear this would have a terribly damaging effect on our quiet residential neighbourhood with a significant increase in late night traffic, light pollution and a proliferation of the anti social behaviour we already endure. St Cross is a conservation area and turning the garage into a fast food and alcohol outlet would be totally inappropriate.

I would ask you not to grant the application.

Yours sincerely,

Tessa Cunningham
78 St Cross Road
Winchester SO23 9PX

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John Myall

From: Keith Diamond [REDACTED]
Sent: 08 September 2009 12:43
To: Licensing
Subject: St Cross Filling Station

Dear Sirs

I am writing as a resident of 8 Norman Road, St Cross to register my objections to the application by the above mentioned premises for late night alcohol sales and an all night takeaway.

The area would soon become a late night congregation point for those from the local area and those walking back from the various close by licensed premise and those in the City Centre. This would undoubtedly result in a continued public nuisance in noise, litter, petty vandalism and crime.

It is not uncommon for ourselves or our children to be woken up by the noise of late night revellers walking along Norman Road/St Cross Road, but thankfully they soon pass, any encouragement for them to stay in the area such as a late night take away or alcohol sales would only cause further nuisance.

We already have to endure the torn down signs, broken wing mirrors and general nuisance after dark and the addition of a takeaway in a predominantly residential area would only increase this problem beyond the current levels.

During daylight hours we already have the nuisance of people sitting and drinking alcohol opposite our house by the telephone box on the junction of St Cross Road and Norman Road, I am truly fearful of repercussions of alcohol off sales being readily available a few metres away.

I am sure it will not have escaped the committee's attention but there has been a spate of petty crime and burglaries in the area recently and the granting of this application will lead to a further rise in crime and also further affect our ability to enjoy peace of mind in our own home.

I trust the committee will see sense and look after the interests of the local residents and refuse this application.

Yours faithfully

K J Diamond
8 Norman Road
St Cross
Winchester
SO23 9PW

PS As promised on the telephone earlier today I enclose a copy of the leaflet we received through our letterbox.

John Myall

From: Jenny Dixon [REDACTED]
Sent: 14 September 2009 20:02
To: Licensing
Subject: FW: Licensing Act 2003 Application for a New Premises Licence St Cross Filling Station
Follow Up Flag: Follow up
Flag Status: Flagged

South Hall Lodge,
Kingsgate Road,
Winchester
SO23 9QQ

Dear Sir,

Re Application for a New Premises Licence for St Cross Filling Station.

I would like strongly to oppose the above Application on the following grounds:-

1. Prevention of Crime and Disorder.

The late night sale of Alcohol and refreshments in the form of takeaways from 00 hrs-0500 hrs every day is likely to lead to more littering, noise ,vandalism and crime, which are already a problem.It may well encourage people to loiter in the area, exacerbating the situation.

2. Public Nuisance.

The Sale of alcohol & refreshments in a residential ,conservation area is inappropriate. The proposal will not only cause considerable inconvenience to residents who live locally, but also to those living in a wide area, as those who have purchased their alcohol and Take aways make their way home,leaving litter and making a noise as they go.

The potential for having drunks in the area will also endanger public safety

3. It seems totally inappropriate and perverse to sell alcohol in a petrol station.

Yours Faithfully,

Jenny Dixon (Mrs.)

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John Myall

From: Chris Dixon [REDACTED]
Sent: 07 September 2009 18:41
To: Licensing
Subject: Licensing Act 2003 Application for a New Premises Licence St Cross Filling Station

South Hall Lodge
Kingsagte Road
Winchester
SO23 9QQ

7th September 2009

Dear Sir,

Re Application for a New Premises Licence for St Cross Filling Station.

I would like to oppose the above Application on the following grounds:-

1. Prevention of Crime and Disorder.

The Sale of Alcohol and refreshment in the form of "Take aways" until 2300 every day is likely to lead to more littering, noise and vandalism.

2. Public Nuisance.

The Sale of alcohol & refreshments will certainly cause noise and littering in a residential area.

The proposal will not only cause considerable inconvenience to residents who live locally but also to those living in a wide area as those who have purchased their alcohol and Take aways make their way home, creating littering and noise as they go.

I believe the disadvantages of this Application vastly outway the financial benefit to BP.

Yours faithfully,

Dr C G Dixon

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John Myall

From: Suzy Donaldson [REDACTED]
Sent: 13 September 2009 17:27
To: Licensing
Subject: Proposed planning application for BP garage in St. Cross

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Sir or Madam

I am writing to oppose the application for the BP garage in St. Cross, Winchester, to sell fast food and alcohol and also be open 24 hours a day 7 days a week.

St. Cross is a quiet residential area and I feel that this application would bring unwanted noise, levels of aggressive/anti-social behaviour, discarded rubbish that would particularly upset the surrounding residents and generally all residents in St. Cross. Is it necessary to have yet another outlet to buy alcohol and fast

food? I think not - particularly not in a quiet residential area where there are many elderly and vulnerable residents. It may well be the case that those wishing to purchase further alcohol and food when the various outlets in Winchester close, would result in many people congregating in and around the garage with fairly predictable consequences.

When the government are spending millions trying to tackle the unacceptable drinking culture in this country and our police admit that at least 80% of crimes committed in our town centres, particularly on a Friday and Saturday nights, are alcohol fuelled, I feel it would be most inappropriate and irresponsible of our local council to support this application.

Yours sincerely,

Mrs S. Donaldson
26 Edgar Road,
Winchester,
SO23 9TN

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John Myall

From: [REDACTED]
Sent: 02 September 2009 12:58
To: Licensing
Subject: Application from BP Oil Ltd for an application for a New Premises Licence at St Cross Filling Station, St Cross Road, Winchester

I wish to object to application from BP Oil Ltd for a New Premises Licence at the above address.

My concerns are as follows:

Prevention of Crime and Disorder

There have already been a number of instances of petty vandalism of my home, which is a short walk from the St Cross Road filling station (eg. a broken window, damage to flower bed, theft of house name sign). Each of these instances has occurred at 'going home time' from local public houses. My concern is that by allowing more people to buy and consume alcohol from the filling station my property, and the homes of my neighbours, will be even more exposed to acts of vandalism.

Public Nuisance

The selling of late night refreshments from 2300 to 0500 will generate an increased volume of custom over that currently experienced by the filling station. The noise pollution resulting from people arriving by car or by foot throughout the night will be a nuisance to the significant number of people whose properties overlook the filling station.

My own property lies immediately behind St Cross graveyard, which is a very short distance from the filling station. The graveyard is easily accessible at all times, and it seems entirely possible that will be used as a place for people to consume the food that they have purchased and/or to consume alcohol from the filling station. In addition to the noise pollution which will be experienced by those properties overlooking the graveyard, there may well be litter left behind.

It would seem likely that there will be a general increase in littering in the vicinity of the garage if refreshments are served throughout the night.

Protection of Children

In addition to my own school-aged children, and the numerous ones who live within walking distance of the filling station, St Faiths School is close by. A number of these children will use the shop at the filling station to purchase sweets and other items on their way to and from school. Whilst I am not suggesting for a moment that alcohol would be sold to any of these children, it seems a shame that at a time when the government is trying to warn young people about the dangers of alcohol consumption, alcohol may be introduced into what is effectively a local sweet shop for many children.

I believe that the above proposal offers nothing to improve the lives of local residents, and will only have a detrimental impact on the local community.

Lorraine D'Souza
Rothley
Kingsgate Road
Winchester
SO23 9QQ

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John Myall

From: [REDACTED]

Sent: 06 September 2009 08:57

To: Licensing

Subject: Application from St Cross Filling Station, St cross Road, Winchester

I wish to object to the application for a license to sell alcohol and late night refreshments from the above premises on the grounds of public nuisance and the grounds of prevention of crime and disorder.

The premises are within a quiet residential area and surrounded by houses and flats. They currently close at 10pm and there are no other businesses close by which are open as late as this. The sale of alcohol will attract many more customers here late at night. At a time when the excessive consumption of alcohol is causing considerable problems to the Police, yet another outlet for its sale should not be agreed. Having bought and consumed their drinks, I would expect a considerable rise in vandalism and unsociable behaviour in the area, thus resulting in more calls to the already over stretched Police force. At the front of the premises are low walls which will be the perfect place to sit and drink, and make a gathering place for under age drinkers waiting for a co-operative adult to go and buy them alcohol - just like the Stoney Lane, Weeke situation.

The late night refreshments will act as a "magnet" drawing people returning from town to the site. There will be noise from cars and people, again using the front walls to sit and consume food. As these people disperse through the side streets, there will be an increase in vandalism. Currently there is always a minor problem with drunken vandalism (car mirrors broken off etc) but this will increase if people are visiting the site through to 5am. If this license is granted I can only see an increase in crime in the area and many more issues of public nuisance.

Your sincerely,
Karen Dunford
4 Lansdowne Ave.
Winchester

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John Myall

From: Edwards C. [REDACTED]
Sent: 08 September 2009 14:09
To: Licensing
Subject: Re: BP garage 43 St Cross Road

Dear Sir

We would like to object strongly to plans to grant an alcohol and overnight food license to the St Cross BP garage. We have grave concerns that if the license were to be granted that there would be serious negative consequences for our local community. The likely result would be a significant increase in the amount of late night traffic, light pollution, noise from visitors to the garage while buying and eating fast food in the area, and a proliferation of antisocial crime. Late night shouting, screaming and clearly audible offensive language is already a regular nuisance and would get worse. There would also be a real risk of an increase in more serious crime such as assault, damage to property and burglary. These are already problems in St Cross. It seems probable that the garage would become a late night stopping off point to obtain further alcohol and food on the way home from venues in Winchester City centre. However, unlike the city centre the St Cross and Christchurch Road areas are not provided with a regular police presence or CCTV and are quiet residential areas of such a unique nature that they have been deemed conservation areas. We do not believe that encouraging individuals to linger in the inner suburbs after a night out provides benefit for anyone and is likely to significantly increase the need for policing in the area. The current opening hours of the garage are already excessive for a residential area and the garage has been shown to be a less than considerate neighbour with increasing amounts of litter, noisy overnight deliveries and cleaning of the garage forecourt in the early hours of the morning. The increased opening hours of the garage will also increase traffic and noise at a time when park and ride schemes are attempting to reduce the effects of car congestion and pollution in the city. There are other sites for 24 hour services in Winchester that are in more appropriate non-residential areas. There is no need for another in a residential area.

Your Sincerely

Chris and Sarah Edwards

54, St Cross Road
Winchester
Hants
SO23 9PS

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John Myall

From: William Ferguson [REDACTED]
Sent: 01 September 2009 15:18
To: Licensing
Subject: St Cross Filling Station

Licensing Section
Winchester City Council
City Offices
Colebrook Street
Winchester
SO23 9JL

Dear Sir / Madam,

I am writing to make a representation concerning the recent application for late night alcohol sales and all night takeaway at the St Cross Filling Station.

I would like to object to this application on the following grounds:

Prevention of crime and disorder

I believe that the above application will bring an increase of crime and disorder to St Cross. It will encourage people who are leaving the City centre to linger in the St Cross area, consuming further alcohol and food on the street after other licensed premises have closed.

I attach a link to a home office report directly outlining the direct correlation between alcohol consumption and crime and disorder.

The opening of an all night takeaway will encourage those already under the influence of alcohol to stay in the area.

We would be directly affected by any disorder or disturbance occurring at this premises.

<http://www.homeoffice.gov.uk/rds/pdfs2/rdsolr0803.pdf>

With kind regards

Will Ferguson
St Swithun's Gate
Kingsgate Road
Winchester
SO23 9QQ

John Myall

From: Roger Fernley [REDACTED]
Sent: 13 September 2008 21:32
To: Licensing; David Ingram; Cllr Ian Tait; Cllr Robert Sanders; Cllr Fiona Mather; campaigns@stevebrine.com; [REDACTED]
Subject: St. Cross Road Garage New Premises Licence
Follow Up Flag: Follow up
Flag Status: Flagged

Dear Councillors, Sirs,

As resident and close neighbour of this BP garage I wish to object most strongly to this application.

1. This is a totally residential area and as such is not suitable for such a facility. It will provide a service for non local, passing customers rather than close residents, and such purchases can already be obtained from more suitable locations such as the 24 hour open Supermarkets.
 - 2 Quite rightly the problems associated with alcohol consumption and street behaviour have resulted in a number of initiatives to deal with these problems in the City Centre. This application works against those initiatives and worse still, pushes the possible misuse and anti social consequences arising from alcohol into a suburban environment away from the City Centre, which is more difficult to control and to police and yet where the location is even more vulnerable. There are less fortunate more vulnerable people in Forder Court directly opposite my house and the direct neighbour of the BP facility. This application presents a raising of risk to these people.
 - 3 The level of petty crime, car damage and housebreaking has seemingly increased in this area. My car has been wilfully damaged by people returning from the town as recently as three weeks ago and on a number of previous occasions, all police reported. Such incidents are more likely to increase than decrease as a result of this application being granted. I believe such a 24 hour outlet also serving alcohol, is likely to increase levels of crime and disorder in the vicinity of this garage.
 - 4 Noise and light pollution in a totally suburban and residential environment is not to be underestimated. Already the canopy lighting of the garage is a tolerated annoyance. This will worsen. 24 hour trading results in 24 hour vehicle movements, parking, door closures and conversation. There is no problem with any such factors at 24 hour Tescos, with space, facilities resources and CCCTV, perhaps slightly more of a problem at 24 hour Sainsburys lying slightly closer to residential properties, but totally unsuitable when alone directly amongst housing and residents on St. Cross Road.
- I object most strongly to this application, raising issues of crime, vulnerability to residents and locational suitability and wish it to be refused.

Roger Fernley
50 St. Cross Road SO23 9PS

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OFFICE SUPPORT
11 SEP 2009

6 St. Cross Court
Kingsgate Road
Winchester
Hants SO23 9PZ

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FAO JM REPLY BY No. CSS

9th September, 2009

The Environmental and Planning Dept.
Winchester City Council
City Offices,
Winchester.

Dear Sirs.

Application for a New Premises Licence
at St Cross Family Station, St. Cross Rd Winchester

I am writing in support of Mr. W. J. Spiers' letter to you of 31st August, 2009.

I agree wholeheartedly with the contents of his letter, especially underlining the fact that this is a Conservation Area, and those of us who live in it have to adhere strictly to the rules.

I would anyway suggest that the premises concerned are far too inadequate for this proposal which means that public nuisance is bound to occur, as the customers spread along the road, particularly on the consecrated ground of St Faith's Churchyard. This is already used as a dumping ground for empty alcohol bottles etc.

Yours faithfully,

(MRS M. D. FIELD)

WINCHESTER CITY COUNCIL
★ 11 SEP 2009 ★
PLANNING CONTROL

John Myall

From: [REDACTED]
Sent: 11 September 2009 17:09
To: Licensing
Subject: Re: Filling Station St. Cross Rd.

Follow Up Flag: Follow up
Flag Status: Flagged

14 St. Cross Court,
Kingsgate Road,
Winchester
SO23 9PZ

Dear Sir,

Object to the licence application to sell alcohol and food from the filling station in St. Cross Rd.

We already have a problem with people throwing drink bottles and food wrappers on to the lawn in front of our homes. On occasion our front wall and fence has been pushed over by people returning home from the centre of the city. At the weekend especially people going home can be very noisy, waking children and upsetting residents. The bus shelter outside St. Cross hospital already attracts groups of people eating food from the fish and chip shop, and drinking alcohol from bottles and cans. If the filling station is allowed to sell fast food and alcohol to take away it will only exacerbate the above problems. St. Cross is a quiet, respectable, family area and wishes to remain so. We, the residents are well served by two reasonable pubs. We are in easy walking distance to shops, fast food, restaurants bars and off licences. We do not need these licences granted at the filling station, which will only encourage more problems from homeward bound late night revellers. I was under the impression that we were trying to discourage drinking in the streets, littering and rowdy binge drinking behaviour. I would also point out that there is a car showroom for court full of cars for sale next door as well as a bail hostel nearby over the road. Neither are a good mix with a garage selling alcohol. I would also point out that we have been advised by the police that we have an increased level of burglary in the area. So it seems odd to me to enable drunken people to loiter in groups by day or night in the area, who may get up to no good. Lastly I gather objections can only be sent by e-mail. This effectively disenfranchises many residents of the city, mainly those disadvantaged by frailty, poverty, lack of education or for any other reason that prevents them from using a computer.

Yours faithfully

Simon C.J. Foord
who

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John Myall

From: Brian Grubb [REDACTED]
Sent: 10 September 2009 17:48
To: Licensing
Subject: Licensing Act 2003 - Application for a New Premises Licence - St Cross Filling Station, 43 St Cross Road, Winchester
Follow Up Flag: Follow up
Flag Status: Flagged

Dear Sirs

Living as I do almost opposite the BP filling station, I wish to object most strongly to the above licence application, both for the sale of 'all night' refreshments and for the sale of alcohol, on the following grounds:

- it will encourage crime and disorder by the filling station becoming a potential 'stopping off' point between the City public houses and our neighbourhood for the purchase of more liquor, leading to potentially unruly, noisy and possibly criminal activity. The sale of alcohol up until 11 o'clock at night will encourage disorderly and criminal behaviour. St Cross has very recently suffered a spate of burglaries and this will encourage yet more. There is manifold evidence of the link between drunkenness and criminal behaviour and it would be quite wrong to help provide the means by granting this license. At the very least it will encourage noisy and antisocial behaviour in what is otherwise a quiet residential area. There is no regular policing in this part of Winchester late at night and in the present economic climate there is very little likelihood of this in the future. So whereas neighbourhoods near the City centre pubs at least have the benefit of such policing to curb antisocial and potentially criminal behaviour, St Cross does not.

- the proposed 'all night' opening, particularly with the provision of refreshments throughout the night, is likely to create a major public nuisance for those – like us - living in the vicinity. It risks creating a venue for late night / small hours eating and drinking, with the associated noise and potential disturbance. (There are a number of hostel-type accommodations in the neighbourhood from which this might arise.) It will encourage traffic along St Cross Road – possibly heavy goods traffic – in the small hours, when at present there is little such traffic. St Cross Road is not a motorway and it is not appropriate to have an 'all hours' motorway-type facility for food and drink at the filling station. If the licence were granted, BP would doubtless employ all the publicity it could to capitalise on the facility (otherwise it would not prove profitable) and it is therefore almost inevitable that the scenario outlined above would become a desperate reality for those of us living nearby.

Yours faithfully

Frances Grubb (Mrs)

(of 64 St Cross Road)

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John Myall

From: Brian Grubb [REDACTED]
Sent: 10 September 2009 17:46
To: Licensing
Subject: Licensing Act 2003 - Application for a New Premises Licence - St Cross Filling Station, 43 St Cross Road, Winchester
Follow Up Flag: Follow up
Flag Status: Flagged

Dear Sirs

Living as I do almost opposite the BP filling station, I wish to object most strongly to the above licence application, both for the sale of 'all night' refreshments and for the sale of alcohol, on the following grounds:

- it will encourage crime and disorder by the filling station becoming a potential 'stopping off' point between the City public houses and our neighbourhood for the purchase of more liquor, leading to potentially unruly, noisy and possibly criminal activity. The sale of alcohol up until 11 o'clock at night will encourage disorderly and criminal behaviour. St Cross has very recently suffered a spate of burglaries and this will encourage yet more. There is manifold evidence of the link between drunkenness and criminal behaviour and it would be quite wrong to help provide the means by granting this license. At the very least it will encourage noisy and antisocial behaviour in what is otherwise a quiet residential area. There is no regular policing in this part of Winchester late at night and in the present economic climate there is very little likelihood of this in the future. So whereas neighbourhoods near the City centre pubs at least have the benefit of such policing to curb antisocial and potentially criminal behaviour, St Cross does not.
- the proposed 'all night' opening, particularly with the provision of refreshments throughout the night, is likely to create a major public nuisance for those – like us - living in the vicinity. It risks creating a venue for late night / small hours eating and drinking, with the associated noise and potential disturbance. (There are a number of hostel-type accommodations in the neighbourhood from which this might arise.) It will encourage traffic along St Cross Road – possibly heavy goods traffic – in the small hours, when at present there is little such traffic. St Cross Road is not a motorway and it is not appropriate to have an 'all hours' motorway-type facility for food and drink at the filling station. If the licence were granted, BP would doubtless employ all the publicity it could to capitalise on the facility (otherwise it would not prove profitable) and it is therefore almost inevitable that the scenario outlined above would become a desperate reality for those of us living nearby.

Yours faithfully

Brian Grubb

(of 64 St Cross Road)

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John Myall

From: Rodger Hake [REDACTED]
Sent: 13 September 2009 20:12
To: Licensing
Cc: David Ingram; [REDACTED]
Subject: St Cross Filling Station Licence Application
Follow Up Flag: Follow up
Flag Status: Flagged

Licensing Act 2003 - Application for a New Premises Licence - St Cross Filling Station, St Cross Road, Winchester

We live close to St Cross Filling Station and wish to object to the request from BP Oil Ltd for a licence to sell alcohol and late night refreshments at the filling station.

At a time of increasing public and official concern about the levels of alcohol consumption in the country – a concern which includes Winchester - all applications for new licences should be subject to greater examination than was perhaps the norm in recent years. The limit on the number of licensed premises should not be governed simply by market forces but should take account of other social issues, as is recognised in current WCC policy. Any increase in the number of opportunities to purchase alcohol can only result in an increase of public disorder and nuisance, a situation which is already a concern in the city centre and should not be encouraged to expand into surrounding residential areas.

The application to serve refreshment through the night provides an even greater threat of public disorder and nuisance. As residents living on St Cross Road we regularly experience the singing and shouting of carousers returning from town late on a Friday and Saturday night. In addition we have experienced petty crime on six occasions in recent years, each time late at night on a weekend. The presence of a refreshment station seems certain to increase the number of late night passers-by and to encourage them to linger in the area at a time when public order would best be served if they continued rapidly to their homes. An all night venue of this nature would result in an inevitable increase in petty crime, general disorder and nuisance to residents.

Rodger & Elizabeth Hake

72 St Cross Road

Winchester

SO23 9PS

John Myall

From: Barbara Hammet [REDACTED]
Sent: 13 September 2009 14:13
To: Licensing
Subject: St Cross Filling Station

Follow Up Flag: Follow up
Flag Status: Flagged

We object to the application for a New Premises Licence at the St Cross Filling Station, St Cross Road, Winchester from BP Oil Ltd.

We live in a quiet, domestic suburb of the city and want it to stay that way.

BP's application to sell alcohol from 0800 until 2300 every day, if it were granted would be sure to attract more people, more cars, so more noise. If it is to be consumed off the premises then it would be likely to be consumed in our streets, or even our gardens.

It would be sure to lead to antisocial rows, shouting and probably violence, theft and damage to property.

The proposal to sell late night refreshments until 5 in the morning is completely unnecessary in an area like this. If the Filling Station were on a motorway or arterial route it might be reasonable. Do they want to attract overnight lorry drivers from the motorway into the city?

Because our area is a quiet suburb it does not have the sort of policing that the City Centre bars have made necessary there. We fear the consequences of attracting more idle strangers to spend time in our area.

Reject this application please.

From Michael and Barbara Hammet, 39 Edgar Road, Winchester, SO23 9TN

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John Myall

From: Stewart Hawthorn [REDACTED]
Sent: 07 September 2009 13:27
To: Licensing
Subject: St Cross BP garage application to sell fast food & application for alcohol license

Dear Sirs

I write to protest vehemently to the above application.

St Cross is a residential neighbourhood and if license was granted there would inevitably be detriment to the area. This would be in the form of noise, litter and potentially crime.

There are a number of outlets in the Winchester City Centre area which provide the means to provide late night fast food and alcohol. The granting of license would do nothing to improve the already existing facilities or the character of the City.

My property is situated exactly opposite the garage, it suffers during the day from the traffic to and from the garage, to have this supplemented by late night usage would lead to a deterioration in personal conditions.

I trust the Licensing Department will consider this application and reject it in due course.

Yours faithfully

Stewart Hawthorn

Dr IS Hawthorn
58 St Cross Rd
Winchester
SO23 9PS
[REDACTED]

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Licensing Team
Licensing Authority
Winchester City Council
City Offices
Colebrook Street
Winchester SO23 9LJ

10 September 2009

Dear Sirs

Application for a Premises Licence
Re: St Cross Filling Station

We object to the granting of a licence to St Cross Filling Station for alcohol sales from 0800 to 2300, and all night takeaway from 2300 to 0500. It would be entirely inappropriate in what is essentially a residential area. We live opposite Forder Court, which is adjacent to the Filling Station and have lived here for the last 39 years. Our bedroom faces St Cross Road.

We object on the grounds of the likely effects of granting the application -

The prevention of crime and disorder

We are concerned that the rough sleepers in town will move out and beg for money from people using the Filling Station at night.

More visitors to the area at night means more opportunity for muggings and burglary.

It is well documented that the irresponsible consumption of alcohol leads to crime and disorder. Whilst the majority of customers visiting the premises late at night will act sensibly, there will almost certainly be some that will not. The proximity of Forder Court next door which housed, in the past, and maybe still does, a number of "problem" residents (5 weeks ago, a resident who was clearly out of his mind through drugs/alcohol, stood in the courtyard in his underpants at 0230, shouting his head off), adds to that risk.

The prevention of public nuisance

In the front of Forder Court is a long low wall which makes for comfortable seating. At present, on occasions, we get groups late at night returning from town celebrating A level results etc, chatting, throwing down their litter (cigarette packets, crisp packets, cans etc) on to the street which blow across the road into our hedge. At present, generally, our area is quiet from midnight to 0500 with very few people around. The escalation in numbers of people, and every day, will increase both noise and litter.

Furthermore, we would feel inhibited from venturing out in our own neighbourhood late at night.

Yours faithfully

R A B Heathcote (Mr) K M Heathcote (Mrs)

11 SEP 2009

5211 4754

John Myall

From: Lea Brocklebank [REDACTED]
Sent: 09 September 2009 14:03
To: Licensing
Subject: RE: Application for St Cross BP Garage

Thank you for this communication. It seems to me that our representation relates to at least 3 of the criteria namely

Crime and disorder - caused by drunken students; vandalism; noise disturbances - cars at night and /or drunks on foot; damage to the water meadows and properties en route. We have reported to the police many previous acts of vandalism and trespass to the property adjacent to the garage Chestnut Mead and we are concerned that the proposals would exacerbate this.
public safety - anti-social behaviour; the Bp Garage on St Cross Road is in an area very close to 4 schools namely Stanmore, St Faiths, Pilgrims and Winchester College. In the case of Stanmore and St Faiths many mothers and carers accompanying young children walk past the Garage and use the alleyway adjacent to the BP Garage twice a day on the walk to school.
public nuisance - litter, anti-social behaviour disturbing residents at night, vandalism, cars at night in a residential area. Increase in traffic use.

I would be grateful if this could be added to our representation to go to the Licensing Sub-Committee.

Yours sincerely

Lea & Matt Holmes

From: CStefanczuk@winchester.gov.uk [mailto:CStefanczuk@winchester.gov.uk] **On Behalf Of** licensing@winchester.gov.uk
Sent: 09 September 2009 13:38
To: Lea Brocklebank
Subject: RE: Application for St Cross BP Garage

Dear Sirs

Thank you for your representation.

When relevant representations are received for an application, the authority must hold a hearing by the Licensing Sub Committee to determine the application. The hearing will be held at Winchester Guildhall within 20 working days after the close of the date for representations.

Relevant representations must relate to one or more of the four licensing objectives, crime and disorder, public safety, public nuisance and the protection of children. They should also relate to matters that are within the control of the licence holder.

Any party making a relevant representation will be invited to the hearing and, subject to the return of a hearing notice, may address the Licensing Sub Committee.

Any representations will be forwarded to the applicant to enable them to respond and form part of a public document, which includes names and addresses. The document will also be published on the Council's website. If you do not wish your details to appear, your representation cannot be considered by the Sub Committee. Please let me know as soon as possible if you do **not** wish your details to be published (telephone numbers and email addresses will not appear).

You may wish to look at

http://www.culture.gov.uk/what_we_do/alcohol_and_entertainment/4038.aspx which gives some guidance for interested parties.

If you have any queries, please contact this office.

Regards

Carol Stefanczuk
Assistant Licensing and Registration Officer
Winchester City Council
City Offices
Colebrook Street
Winchester, SO23 9LJ

Tel: 01962 848 188 (Ext: 2188)
Fax: 01962 848 555
cstefanczuk@winchester.gov.uk
www.winchester.gov.uk

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

From: Lea Brocklebar [mailto:leabrocklebar@winchester.gov.uk]
Sent: 07 September 2009 11:19
To: Licensing
Subject: Application for St Cross BP Garage

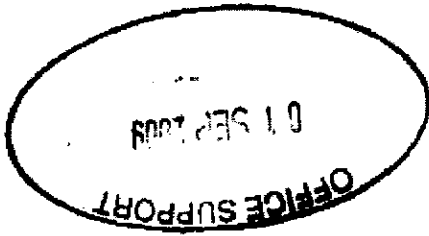
Dear Sir

We write to strongly OBJECT to the above application (inter alia) to sell food and alcohol 24 hours a day from St Cross Garage.

St Cross is a conservation area and we believe the proposals would be detrimental and damaging to the area. We also believe that the proposals would lead to antisocial behaviour and disturb residents during the night. We live on Kingsgate Road and at times there are already problems with drunken students walking along Kingsgate Road late evening disturbing us and our young family so that we are unable to sleep with windows open. However at least currently we know that the noise will stop. These proposals would remove that. We are also concerned that having purchased their alcohol and food people would head for the water meadows and cause damage to the nature reserve and water meadows by accessing this via the alleyway alongside the BP garage and walking down Garnier Road.

Yours sincerely

Lea and Matt Holmes
Carlyon Cottage Kingsgate Road
WINCHESTER SO23 9QQ



3 Mede Villas
Kingsgate Road
Winchester
Hampshire
SO23 9QQ



Email



1/9/09

The Chairman
The Licensing Department
City Offices
Colebrook Street
Winchester SO23 9LJ

CSS RECEIVED		
02 SEP 2009		
FAO	REPLY BY	No.
JM		4693

Dear Sir

I am informed that an application has been made for a license to allow the BP petrol station in St Cross Road to sell alcohol and to sell "take away food". I am told that the license sought would allow alcohol to be sold up to 11pm and food from 11pm until 5 am

I unreservedly object to this proposal.

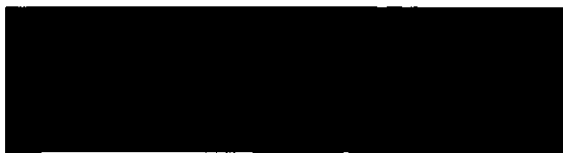
The selling of alcohol at such a site will make it more likely that drivers will drive under the influence of alcohol .

The selling of food and alcohol , more or less at the same time will encourage disorderly groups of people to gather with a consequent increase in the likelihood of crime and public nuisance.

The area in which this enterprise is proposed to be established is primarily residential and part of a "Conservation Area" There is no need for such an enterprise.

Please make it your business to ensure that this application is not successful

Yours Faithfully
A R Humphrys



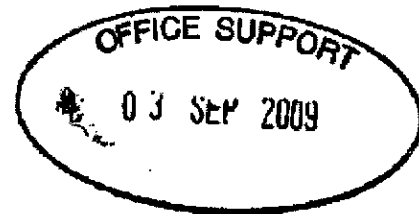
OSS
RECEIVED

03 SEP 2009

1st September 2009

FAO JM REPLY BY 4.7.07

The Licensing Team
Winchester City Council
City Offices
Colebrook Street
Winchester
SO23 9LJ



Dear Sir

We have noticed the application for a late night alcohol sales and all night takeaway licence from 00 to 5am at St Cross Filling Station.

We are extremely concerned that this may lead to a possible increase of crime and violence in the vicinity, having already had our house vandalised once this year by drunks and, more recently, defaced with graffiti by local youngsters in the early hours.

As it is a straight section of road, where drivers often build up speed and there may be accidents with an increase of traffic turning in and out of the garage. This could be a public safety issue.

There would be more people possibly creating a nuisance having purchased alcohol and food. Litter could well become an increased problem.

Also, in view of the current problem with young people obtaining alcohol under age in Winchester, it would be yet another possible avenue by which they could gain access to more drink unnecessarily. We owe it to our community to help prevent crime and disorder and protect our children and young adults.

With the hours that supermarkets are open surely this is not necessary.

I trust you will take into account the above objections.

Yours faithfully

A solid black rectangular box redacting the signature area.

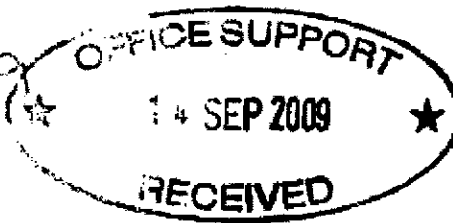
Lucy Lindesay

Mrs L Lindesay
40 St Cross Road
Winchester
SO23 9PR

14 SEP 2009

51 Edgar Road
Winchester
Hampshire
SO23 9SJ

10 September 2009



Dear Sirs,

We are writing to express our strong objection to the application by the BP Garage (at 43 St Cross Road) for a licence to sell late night / all night refreshments and alcohol.

The BP garage is situated on the main road in the residential area of St Cross and currently operates from 07:00 until 22:00 for petrol and 'corner shop' sales (milk , bread , newspapers etc) and we consider that the change of use to allow the sale of fast food and alcohol (on a 24 hour / day basis) will have a significantly detrimental effect on the neighbourhood.

More specifically :

- traffic noise will be greatly increased and cause a real disturbance to residents late in the evenings and overnight when the area is generally very quiet . Presumably BP will also need to attract additional traffic (cars , lorries etc) in order to make the venture commercially viable and this extra traffic (day and night time) will be totally inappropriate for the neighbourhood.
- currently the garage shop lights go out at 22:00 and therefore there will also be an increase in 'light pollution' from the proposed fast food store in order to advertise their night-time operation.
- there will be an increase in litter, in the form of carelessly discarded food containers , drink cans etc
- there is also a risk of disturbance from the late night consumption of fast food and alcohol. The garage shop could become a late night (and early morning) stopping off point for those requiring further alcohol and food on the way home from the City centre venues , and one can only imagine the noise from people sitting on the garage walls , talking loudly, and consuming their food and alcohol in the late night time and early hours of the mornings. These 'facilities' should only be provided in an area that is controlled and well policed - such as the City centre.

In recent years , local residents have successfully worked with the City Council to stop overnight noise (i.e 22:00 to 06:00) caused by deliveries to the garage. We particularly appreciated this as our bedroom is directly opposite the garage , and our sleep was frequently disturbed. This proposal flies directly in the face of such agreements.

St Cross is a special residential area that does not need or deserve this type of 'business' and which will be significantly detrimental to the community , and we strongly urge you to turn down the application ,

Yours faithfully ,

Steve and Ann Lovick

John Myall

From: Neil Marley [REDACTED]
Sent: 28 August 2009 13:11
To: Licensing
Subject: Licensing Act 2003 - Application for a New Premises Licence - St Cross Filling Station, St Cross Road, Winchester

Dear Sirs,

We, as residents likely to be directly affected by this application/licence, would like to register our **STRONG** objections to the granting of this licence.

Our objection is based on the grounds of highly likely detrimental impact on:

- Prevention of crime and disorder
- Public safety
- Public nuisance

arising from the proximity of the filling station to the public footpath connecting St Cross Road and Kingsgate, the presently deserted/vacant property at Chestnut Mead, the Garnier road and the water-meadows footpaths and parks, St Faiths School.

- The footpath and adjoining/close properties are already subject to gatherings, nuisance, and anti-social behaviour, possibly linked to their use by groups of youths, often late at night/in the early morning as a part of the route from the town centre through Kingsgate back to Stanmore and Olivers Battery.
- Chestnut Mead and the footpath already act as a magnet for local crime and nuisance – including the recent substantial spate of burglaries and car thefts.
- There is a history of drug dealing and provision of alcohol to minors linked to the footpath.
- Our garden and drive, and those of other properties in the area are frequently already used as dumping grounds for empty bottles and cans, and general litter.

To grant an off-licence to the filling station can only exacerbate these issues and create another undesirable focal-point for anti-social gatherings and behaviour. There is little countering social-amenity to be gained from providing out-of hours and off-licence access to alcohol from the premises in that location.

Yours,

Neil Marley & Dr Philippa Denham
45 St Cross Road, Winchester. SO23 9PS.

Click [here](#) to report this email as spam.

Mr & Mrs Masters

14 SEP 2009

4 Kingsgate Mews
Kingsgate Road
Winchester
SO3 9QH

JM 0763

The Licensing Committee
% City Office
Winchester City Council
Colebrook Street

Dear Chairperson,

13 September 2009

APPLICATION FOR LICENCE - BP FILLING STATION - ST CROSS

We must object most strongly to the application to sell alcohol and late night refreshments at the ST CROSS BP.

This is totally out of character for the area and will provide further outlets to increase the already harmful levels of intoxication on our streets.

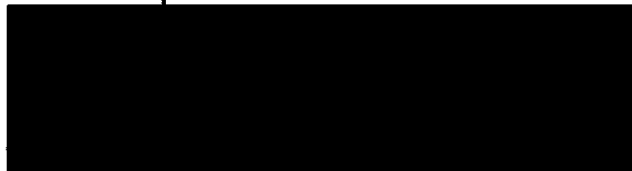
At a time when alcohol induced illness is costing the taxpayer millions of pounds - do we need to make this situation worse - by selling alcohol to car drivers! Let's give a loaded gun to a baby next!

The noise and disturbance in the ~~area~~ MUSEUM NOT followed to happen.

There are far too many outlets for food and alcohol already - why add to a bad situation.

Please do not let this go forward.

Yours faithfully,



CSS
RECEIVED

15 SEP 2009

OFFICE SUPPORT

Mrs CJ Milliken
'Berenus'
Kingsgate Road
WINCHESTER
Hants SO23 9QA

JM REPLY BY 17 4 15 SEP 2009

14th Sept 2009

Dear Sir,

ST CROSS KILLING STATION

I am writing to protest most strongly against the allowing an application for a food & drink licence at night by the above.

There is no doubt this would result in crime and disorder in a quiet residential area. I have, in the past, had my front gate vandalised (it is on St. Cross Road by the Traffic lights) and on occasions had rowdy groups around at weekends, leaving litter on the pavements & in front gardens. This would obviously be greatly magnified. If this application goes through -

Yours faithfully

[REDACTED]
(MILLIKEN)

John Myall

From: Sheila Nicholson [REDACTED]
Sent: 10 September 2009 12:28
To: Licensing
Subject: Application for Alcohol License - St Cross BP Garage
Follow Up Flag: Follow up
Flag Status: Flagged

Licensing Department
Winchester City Council
City Offices
Colebrook Street
Winchester
SO23 9LJ

Dear Sir

We are extremely concerned that an application has been submitted to the licensing department of Winchester City Council to allow the sale of late night refreshments 24 hours per day, 7 days per week, including a request to sell alcohol.

Our concerns are that were a license to be granted this would result in an increase in late night traffic, noise and light pollution and propagate crime and antisocial behaviour. During the past 2 years we have already noticed a proliferation in noisy disruptive behaviour during the night and bearing in mind that there is no regular policing of the area we are concerned that a potential late night meeting point at the garage can only be detrimental in an otherwise peaceful residential area.

I trust our concerns will receive serious consideration by yourselves.

Yours faithfully

Sheila and David Nicholson

The Flat, 58 St. Cross Road
Winchester
Hampshire SO23 9PS

Click [here](#) to report this email as spam.

47 St Cross Road,
Winchester SO23 9PS.

9th September, 2009

Licensing Department,
Winchester City Council

Dear Sirs,

APPLICATION FOR LICENCE TO SELL ALCOHOL

I would like to strongly object to the proposed late night alcohol and fast food licence for the BP garage at 43 St Cross Road, Winchester. As a close neighbour to the garage we have suffered from a continuous stream of discarded empty bottles, drinks cans and sweet wrappings over the 7 years we have been here. We are always picking up the rubbish from our drive and out of our hedge and front flower bed. With a nearly 24 hour fast food outlet this can only increase even if waste bins are provided on the forecourt, as at night no one sees the rubbish being dropped as the food is consumed.

We have suffered from a number of undesirable people using a footpath that abuts the garage, to smoke and take drugs (used needles have been left on the path and piles of cigarette ends) and recently there have been a number of burglaries (9 in the last month), where the perpetrators have used an empty garden along side the path to divide up their spoils, as the Winchester police will verify – there are even official notices to warn the locals. Most are committed by drug addicts and alcoholics in need of money to feed their habit. With a constant supply of alcohol so close and late into the night this will only encourage more to join them. Being on the main road out of Winchester, we also have a number of late night revellers returning home from pubs in the city centre. The last thing we need is somewhere for them to top up their alcohol levels.

If the garage is permitted to be open for 24hrs this will greatly increase the traffic noise throughout the night with cars and vans revving up and changing gear on leaving. This is a residential and conservation area, and if people need to buy drink, there are plenty of supermarkets away from residents that can supply them and why should people need to buy drink at 10pm. If they are in a car, they shouldn't be drinking and driving anyway.

Please will you consider the residents, who do not want more rowdy drink fuelled people roaming the streets around our homes.

Yours faithfully,

Sarah Phillips (Mrs)

John Myall

From: Timothy Phillips [REDACTED]
Sent: 09 September 2009 11:51
To: Licensing
Subject: BP Garage licence application

Licence application by the BP garage in the St Cross Road for the sale of alcohol and hot food

Dear Sirs,

I am writing to strongly object to the licence application by the BP garage in the St Cross Road

I live in a house close to the garage, and in common with all fellow residents in St Cross to whom I have spoken, I am very concerned by the recent licence application by the BP Garage. Currently, there are no alcohol sales from the garage, and it is closed overnight between about 1000 pm and 0700 am. We already suffer from litter from food and soft drinks packaging discarded by "grazers" making their way along the St Cross Road. In addition you may be aware that the alleyway between the adjacent Skoda garage and Kingsgate Road has been frequented by drug dealers and their customers over the years. Youths have used the garage and grounds of Chestnut Mead at the end of the alleyway for alcohol consumption, and more recently as a base for some of the thefts in the area.

I believe that there are four principal areas of objection to a licence application, each of which BP's agent has attempted to address in the licence application: Prevention of crime and disorder, public safety, public nuisance, and protection of children.

"Prevention of crime & disorder"

BP state that they will install a CCTV system. This appears to be a minimalistic approach to the potential problems. Firstly, food and alcohol are unlikely to be consumed on site, so the CCTV will not cover the relevant areas. Secondly, the supply of alcohol and all-night food is likely to attract more undesirables to this residential area, which has periodically suffered from drug traders, youths drinking alcohol and taking drugs, and most recently a spate of thefts and attempted theft.

"Public safety"

BP state that they will maintain adequate staff levels. This may help within the confines of the shop, but it will not prevent problems in the surrounding area.

"Public nuisance"

BP say that they will have adequate waste receptacles. As can be seen already, packaging is not discarded on the BP site, but is thrown into neighbouring gardens or dropped in the street as the food, soft drinks or cigarettes are consumed. Even plastic gloves from the diesel pumps, get distributed by the wind.

More concerning public nuisances are noise and light pollution. Currently the garage is shut overnight, and the illumination substantially turned off. If the garage trades during the night, residents will be disturbed by vehicles accelerating away from the site - an existing nuisance with some drivers during the day, but much more of a problem during the night. Further, the sale of all-night food and drinks to pedestrians is likely to attract late night "revellers" on their way home from pubs and clubs in the city centre.

"Protection of children"

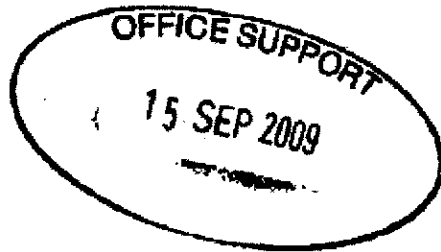
BP state that their staff will be trained and ask for ID to ensure that they only serve those over 21. That should prevent the sale of alcohol on the premises to those under 21, but unfortunately not its consumption in the vicinity - if someone over 21 either gives it to or buys it on behalf of someone under the age of 21.

Yours sincerely, Tim Phillips, 47 St Cross Road, Winchester

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88A, St Cross Road
Winchester
Hampshire
SO23 9PX

14th September 2009

Dear Sir,

I write to make representations in relation to the current application in respect of the BP garage on St Cross Road for an off-licence and for a licence to sell hot food between 11pm and 5am throughout the week.

I am a pensioner and have been a resident of St Cross for over 8 years. My house is on the west side of St Cross Road, about 200 metres south of the garage. As a widow, I live there on my own.

My main concerns in relation to the proposal relate to issues of public safety and the prevention of crime and disorder and public nuisance.

I am a former Circuit Judge, having retired from the Bench in 2008, after nearly 13 years of sitting in both the Crown and County Courts. Prior to that I was a barrister for over 20 years. On the basis of my experience in the Crown Court, I know that outlets that offer hot food to take away late at night are often the background to incidents of violent crime, sometimes involving offensive weapons such as knives. If alcohol is also readily available that would only increase the risk of a criminal incident, but even in the absence of an off-licence, there is often trouble, because in many cases those who use such outlets have already had too much to drink. In my view, therefore, it would be necessary for there to be a continual police presence at or near the garage until the small hours if the area were to remain safe.

In addition, there is a serious risk of incidents of public nuisance, with young people congregating in the area late at night and in the early hours of the morning to eat in the street. I have little doubt that the level of street litter would also rise. There have already been a number of occasions when I have found empty drinks cans and bottles thrown into my front garden (in one case recently a half empty bottle of Lambrini !). So far, such occurrences have been relatively isolated incidents and, as such, tolerable. However, if the current application were to be granted, it is probable that such incidents would become regular occurrences and would make life very unpleasant indeed for those of us who live in close proximity to the garage.

Accordingly, I object to the applications, and ask the members of the Licensing Committee to reject them.

Yours faithfully,

Jane Poulter

15 SEP 2009
JMW 4778

John Myall

From: James Pringle [REDACTED]
Sent: 14 September 2009 09:37
To: Licensing
Cc: [REDACTED]
Subject: Licensing Act 2003
Follow Up Flag: Follow up
Flag Status: Flagged

Dear Sirs,

Application for a New Premises Licence - St. Cross Filling Station, St. Cross Road.

I live in Lansdowne Avenue and already spend time picking up dumped bottles and cans from the road and pavement outside our house, and sometimes in our drive way and the garden. These are left there by the late night drinkers we hear returning to their homes in the early hours as we try and sleep. This is a fact of life which we have learnt to accept.

But to now propose a needless extension to the licensing hours and the supply of unspecified 'light refreshments' between 23.00 to 05.00 will only increase the litter and garbage. There are few less appetising sights than discarded meals dumped on the pavement or in the garden in expanded polystyrene packs with a symbolic fork stuck in the residue. I went to collect the morning papers from the BP Garage in St. Cross Road on Saturday morning and noted a trail of refuse and cans on the pavement and in the gutter.

Why people can not organise their alcohol and food purchases in the course of normal shopping hours is difficult to understand, and would that those who apply for such licences and encourage the sale of alcohol and food at unreasonable hours were around to clear us the unhygienic litter their customers discard with little regard for others.

I would be grateful if you would acknowledge this very real objection.

Yours sincerely,

James Pringle

10 Lansdowne Avenue
Winchester SO23 9TJ
[REDACTED]

Click [here](#) to report this email as spam.

Mrs. J. Raffety
Flat 3 Normans
Norman Road
Winchester SO23: 9PF

14th September 2009

The Licensing Committee
c/o Winchester City Council
Colebrook Street,
Winchester.

Dear Sirs,

I have read your Notice re the Application for a New Premises Licence at St.Cross Filling Station, St.Cross Road, and am filled with alarm that this should happen. I am strongly opposed to it and hope that you will not issue this Licence.

St.Cross is a village and this feeling stretches up and encompasses all of us in the Norman Road area. Although the busy road runs across the top, there is always a strong feeling of quietness as one turns into Norman Road, with its trees, shrubs and deep grass verges.

My Flat is in the building (1st floor) looking out on to Norman Road. The bedrooms of all these flats are on this side and would pick up any undue noises, especially at night. There is also parking for cars running the full length of the road at this point.

The flats in this block of 30 flats opposite to ours would be open to all late night lighting and cars calling or parking in the daytime also as well, as their flats overlook the garage itself.

I agree there would be increased noise, litter certainly, traffic and possibly anti-social behaviour.

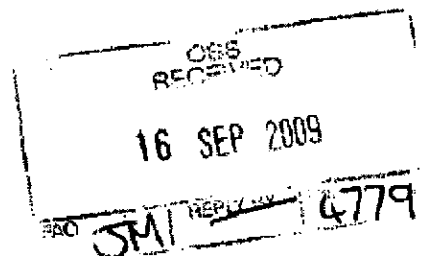
There are a number of younger people here now - mostly working, I think) as well as still a number of elderly residents (mostly Owners as opposed to Tenants). One of the 'elderly' is myself as I have been here for 28 years.

There are also now one or two couples with young children (very young, in some cases) which should be taken into consideration. It would be very unpleasant if any of us were to have to 'run the gauntlet' of any anti-social behaviour but double so for any of these small people.

I hope you will see your way clear not to grant this Licence and that we can continue in the pleasant environment which has been enjoyed since 1964 (!)

Yours sincerely,


Joan M. Raffety (Mrs)



John Myall

From: john.scott [REDACTED]
Sent: 11 September 2009 07:59
To: Licensing
Subject: St Cross BP Garage
Follow Up Flag: Follow up
Flag Status: Flagged

Dear Sir,

We are writing to register our objection to the Planning Application, submitted by the BP Garage on St Cross Road to the Licensing Department of Winchester City Council, to allow the sale of "late night refreshments". If the Application, which also includes a request to sell alcohol, is successful, the license will permit the garage to sell food and alcohol 24hrs a day seven days a week.

We have strong concerns that should the license be granted there would be serious negative consequences for our local community. A significant increase in late night road and pedestrian traffic in the vicinity of the garage is predictable bringing with it an associated increase in noise levels, litter, anti-social behaviour and crime. Similarly predictable is the likelihood that this quiet neighbourhood in a conservation area of Winchester City will experience an increase in more serious crime such as assault, damage to property and burglary.

We would strongly disagree with any suggestion that this application is in response to 'local' demand or need. On the contrary, we would assert that should it be successful the main beneficiaries will be 'passing/through traffic' for whom there are sufficient alternative outlets within a 2mile radius of the garage.

This application is made purely on the basis of prospective commercial gain with total disregard to the effect on the local community and environment.

yours faithfully,

John and Lynn Scott
11 Lansdowne Avenue,
Winchester
SO23 9TU

Click [here](#) to report this email as spam.

John Myall

From: Patricia Scott [REDACTED]
Sent: 13 September 2009 17:45
To: Licensing
Subject: Licensing Act 2003 - Application for a New Premises Licence - St Cross Filling Station, St Cross Road, Winchester

Follow Up Flag: Follow up

Flag Status: Flagged

To: Licensing Committee

From: Mrs Patricia Scott, 8 St Cross Court, Kingsgate Road, Winchester, Hants. SO23 9PZ
[REDACTED]

Dear Sirs

I wish to lodge my objection to the proposed application by BP Oil Ltd, re the above, and my concerns are set out below:-

- (a) making alcohol easily and readily available, particularly to the younger generation, is in complete contrast to government/health bodies currently trying to discourage this excess due to future health concerns.
- (b) together with alcohol consumption comes the very real threat of anti-social behaviour and this would add concerns to local residents, especially the elderly, of which there are a large number residing in St Cross. Already, we experience on a regular basis vandalism to our property/gardens and loud disturbances from groups of people returning from a night out in the town centre.
- (c) very real health concerns from discarded food litter which would attract vermin. (For some weeks now, the Pest Officer has been trying to rid my garage, and that of several neighbours, from rats. He tells me that Winchester has a huge rat infestation at present).
- (d) increased traffic to St Cross Road which is already an extremely busy road at all times of day and night.
- (e) this is a conservation area and as such should be afforded the respect it deserves.

Yours faithfully

Patricia Scott (Mrs)

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John Myall

From: T H Snagge [mailto:thsnagge@winchester.gov.uk]
Sent: 10 September 2009 11:14
To: Licensing
Cc: Cllr Ian Tait; Cllr Fiona Mather
Subject: Licensing Act 2003 - St Cross Filling Station
Follow Up Flag: Follow up
Flag Status: Flagged

Dear Sirs,

**Licensing Act 2003 - Application for a New Premises Licence
St Cross Filling Station, St Cross Road, Winchester**

We have seen a copy of this application and strongly object to it. This filling station is situated in a residential conservation area with many children and older people. At present it is a peaceful area in the evenings and we are concerned that a facility to sell light refreshments through the night will attract rowdy elements to the area with consequent noise and litter.

An additional outlet for the sale of alcohol during the day would also seem undesirable and unnecessary given the considerable number of such facilities in the nearby city centre. We foresee a proportion of such purchases being consumed in the forecourt or immediate neighbourhood again with unwanted noise and litter consequences.

In summary we feel that the area has no need for the proposed facilities which can only have the effect of increasing crime and noisy disorder hereabouts. The new Premises Licence should be refused.

Yours sincerely,
TH and DM Snagge
The Old Coach House, Ranelagh Road, Winchester SO23 9TA

[Click here to report this email as spam.](#)

John Myall

From: W J Spiers [REDACTED]
Sent: 11 September 2009 10:17
To: Licensing
Subject: RE: New Premises Licence for St Cross Filling Station
Follow Up Flag: Follow up
Flag Status: Flagged

Dear Carol.

My address is 12 St Cross Court, Kingsgate Road, Winchester SO23 9 PZ

The City Council knows this I have paid enough money to them over the past 30 years and they do not have any problem sending me the bill.

I suggest that of you invite replies by email you should make clear that you do require the address.

WJ Spiers

From: CStefanczuk@WINCHESTER.GOV.UK [mailto:CStefanczuk@WINCHESTER.GOV.UK] **On Behalf Of** licensing@WINCHESTER.GOV.UK
Sent: 10 September 2009 16:36
To: [REDACTED]
Subject: RE: New Premises Licence for St Cross Filling Station

Dear Mr Spiers,

Thank you for your representation.

Please confirm your address so that your representation can be considered.

When relevant representations are received for an application, the authority must hold a hearing by the Licensing Sub Committee to determine the application. The hearing will be held at Winchester Guildhall within 20 working days after the close of the date for representations.

Any party making a relevant representation will be invited to the hearing and, subject to the return of a hearing notice, may address the Licensing Sub Committee.

Any representations will be forwarded to the applicant to enable them to respond and form part of a public document, which includes names and addresses. The document will also be published on the Council's website. If you do not wish your details to appear, your representation cannot be considered by the Sub Committee. Please let me know as soon as possible if you do not wish your details to be published (telephone numbers and email addresses will not appear).

You may wish to look at

[http://www.culture.gov.uk/what we do/alcohol and entertainment/4038.aspx](http://www.culture.gov.uk/what%20we%20do/alcohol%20and%20entertainment/4038.aspx) which gives some guidance for interested parties.

If you have any queries, please contact this office.

Regards

Carol Stefanczuk
Assistant Licensing and Registration Officer
Winchester City Council
City Offices
Colebrook Street
Winchester, SO23 9LJ

Tel: 01962 848 188 (Ext: 2188)
Fax: 01962 848 555
cstefanczuk@winchester.gov.uk
www.winchester.gov.uk

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

From: John Spiers [REDACTED]
Sent: 08 September 2009 19:30
To: Licensing
Subject: New Premises Licence for St Cross Filling Station
Dear Sir or Madam,

I oppose the applications made by St Cross Filling Station for a licence to sell alcohol from 0800 to 2300 daily and late night refreshments from 2300 to 0500 daily, on the following grounds,

Prevention of Crime

1. Alcohol is a major factor in much street crime and disorder. I believe that an alcohol outlet in this location, which would be an attractor, would inevitably lead to increased crime and disorder in this residential area.
2. Selling alcohol to vehicle drivers could encourage drink driving and give rise to a crime which otherwise would not have happened; perhaps with devastating consequences.

Public Nuisance

3. The combination of alcohol sales and an out of hours food outlet will lead to noise, discarded rubbish and bad behaviour. Our experience of store and food outlets down St Cross Road support this. Take away sales from the fish and chip shop on St Cross Road, leads to discarded paper and chips, some of it in our garden and on the nearby pavements but, curiously, this is less than we endured when the late opening shop occupied the same premises. That shop sold alcohol and food and there was rarely an evening when we did not hear drunk, excited voices and occasionally fights, often late into the night, and find discarded food wrappers and empty drinks cans and bottles in our garden. I have every reason to believe that putting the same products into the garage will result in the same behaviour, and nuisance around the area.

Protection of Children and Public Safety

4. All of the above has an effect on public safety and the protection of children as the local residents are restricted from moving without let or hindrance in their local area and the random, but threatening racket created by late night revellers disturbs and worries all.

W John Spiers

E-mails and any attachments from Winchester City Council are confidential.

John Myall

From: Victoria STURGESS [REDACTED]
Sent: 15 September 2009 13:39
To: Licensing
Cc: David Ingram
Subject: Application for a New Premises Licence - St Cross Filling Station, St Cross Road

With reference to the above application, I am totally opposed to this new licence being granted. There are already constant problems with vandalism and disorder in the area of St Cross Road, and with late night ready access to alcohol followed by all night refreshments, this can only considerably worsen the problem by providing a focal point for youths to meet. There is also no provision for public lavatories, so even more public nuisances are inevitable.

There is no necessity for this extension either locally or further afield - motorway services are fully available at no great distance, and Tesco already provide all night facilities - in a non-residential area.

I cannot stress too strongly how wrong this extension will be in this residential area - in which I have been living for 28 years, so I am very well aware of the hugely adverse impact this proposed licence extension will make.

Yours,
Victoria Sturgess

Victoria Sturgess, 10 Ranelagh Road
Winchester, Hants SO23 9TA

Click [here](#) to report this email as spam.

John Myall

From: Jonnie Talbot-Weiss [REDACTED]
Sent: 09 September 2009 12:24
To: Licensing
Subject: BP Garage - 43 St Cross Road, Winchester

To Whom it May Concern

Dear Sir / Madam

It has been brought to our attention that an application to the licensing department of Winchester City Council to allow the sale of late night refreshments 24 / 7 has been made. In addition an application to sell alcohol was also made with the application.

I have considerable reservations about the need for such notwithstanding the negative consequences for our local community.

The shop that forms part of the BP Garage more than meets the local communities needs i.e. basic foodstuffs, newspapers and magazines and soft drinks and confectionary – I cannot see any requirement from the majority of the local community for the shop to remain open 24 / 7 to sell late night refreshments or alcohol. That service is simply not required.

The only persons who may benefit will be those individuals passing through the community back to their home – the majority having spent the evening at the bars in Winchester. I doubt the residents would want such a service nor benefit and if surveyed would, I am sure, respond negatively to an extension of the current services provided.

The likely result of such an application being granted will be :-

Significant increase in the amount of late night traffic passing through St. Cross to the detriment of the residents – its noisy enough with revelers returning from the bars on Friday and Saturday night
Increased noise pollution from visitors to the garage
Litter as a result of the disposal of the packaging of the fast food, drinks, etc.
A proliferation of antisocial behaviour and the attendant criminality that goes hand in hand with this behaviour
The requirement of additional policing to manage the antisocial behaviour

All of which will be to the detriment of the residents of St Cross – a quiet residential area.

To sell alcohol to individuals on their way back from the bars in Winchester is simply irresponsible and will make the policing of alcohol related crime even harder for the police who are at best stretched to manage the problems in Winchester City Centre. Residents will not want to buy alcohol from the BP Garage this is just not required – selling alcohol in garages is poor policy as it links drinking and driving in the wrong way. Moreover it provides another venue for under aged drinkers to obtain alcohol in a poorly policed environment.

I trust that you will take on board our comments in considering the granting of such a licence.

Yours faithfully

Jonathan & Andrea Talbot-Weiss

66 St Cross Road
Winchester
SO23 9PS

[REDACTED]

John Myall

From: Tate Emily [REDACTED]
Sent: 11 September 2009 15:35
To: Licensing
Subject: Plans to extend opening hours of BP garage, 43 St Cross Road
Follow Up Flag: Follow up
Flag Status: Flagged

To whom it may concern,

I have been made aware of the plans to extend the opening hours of the BP garage on St Cross Road to 24 hours a day, 7 days a week. Additionally I understand that an application has been made to the licensing department to allow sale of 'late night refreshments' 24 hours a day, 7 days a week. Also, a request to sell alcohol has been included in the application.

As a resident, living at 60 St Cross Road, I am writing to express my concerns about the implications of this proposal should you grant permission. I think that there would be serious negative consequences for our local community, a conservation area. There would be a significant increase in late night traffic, light pollution, litter and noise from visitors to the garage, which would have a detrimental effect on a quiet, residential area. We have already had a spate of burglaries in the area recently and I am concerned that there would be an increased risk of this and other crimes including damage to property and assault, caused by an increased number of people cutting through the area on the way back from the centre of Winchester to Stanmore late at night. There were occasions during the Christmas party season last year when groups of youths congregated in and around the garage forecourt causing noise and disturbance to us and our neighbours in the middle of the night and I fear this would only get worse.

I strongly urge you to reject all elements of this application as it does not benefit the local community in any way.

Thanks

Emily Tate
60 St Cross Road
Winchester
SO23 9PS

Emily Tate
Financial Controller
Fat Face
[REDACTED]

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07 SEP 2009

FAO JM REPLY BY NO 4770

Letter 090909

2 Avian Court
St. Cross Road
Winchester
Hants SO23 9RD
September 2nd. 2009



Licensing Team
Winchester City Council
City Offices
Colebrook Street
Winchester SO23 9LJ

re: Application by BP Oil Uk Ltd. for License to sell Alcohol

Dear Sirs

The application by BP Oil UK Ltd to sell alcohol at the St. Cross Service Station should be rejected.

Firstly petrol and alcohol do not mix. There is considerable concern and publicity about drinking and driving, and for the mix to be made so easily available is asking for trouble. There are already plenty of local places where responsible drinkers can purchase alcohol.

Secondly an increase in litter along St. Cross Road is a probability. Most mornings one can find discarded drink and food containers and it seems local residents are expected to clean up.

Thirdly there is the possibility that the Service Station could become a hangout for young people, leading to anti-social behaviour.

In light of the above considerations it is hoped that you, the Licensing Team, will act responsibly and reject the application; you may save someone's life by doing so.

Yours faithfully

A black rectangular box redacting the signature of J. Wall.

J. Wall (Professor)

John Myall

From: Clive Wood [REDACTED]
Sent: 11 September 2009 10:37
To: Licensing
Subject: Licence Application by BP Oil UK Ltd Ref DXC/88/812/RB re garage at 43 St Cross Road, Winchester
Follow Up Flag: Follow up
Flag Status: Flagged

Sirs,

My wife, Alison Wood, and I live at 68 St Cross Road, Winchester and we wish to object to the granting of the above licence application by BP Oil UK Ltd on the following grounds:

1. Prevention of crime and disorder: granting a licence to sell both food and alcohol late at night (and in the case of food up to 5am) is likely to result in a significant increase in anti-social and criminal behaviour in the area surrounding the BP garage. The garage will become a venue for the purchase of food and alcohol late at night by people on their way home from the City centre who are already "merry" and who will disturb the peace of the area. However, unlike the City centre, there will be no regular police presence and no CCTV cameras in place to deter criminal and disorderly conduct. The fact that there are so few other late night outlets for the sale of food in the immediate area only increases the likelihood that the garage will become a focus for early morning revellers. This is wholly inappropriate in a predominantly residential area of the City close to Winchester College.

2. People's safety: there are strong reasons to believe that the application should be refused on public safety grounds. This arises from the fact that groups of predominately younger people will inevitably congregate close to the garage to both buy and consume food and alcohol late at night and into the early hours. Yet cars regularly travel at speeds well above the speed limit on this part of the St Cross Road, particularly at night. This represents a real and significant risk to people who may be eating and drinking, in groups, in the dark, on pavements that are very narrow in places close to the garage. Clashes between speeding drivers and groups of younger people who have been drinking seem inevitable.

3. Prevention of public nuisance: Firstly, there is every prospect that any decision to grant a licence to the BP garage will result in a significant increase in the amount of litter seen in the area. There are few litter bins in the area and, unlike a City centre location, no resources to clear rubbish away the next day. The fact is that food litter in particular but also bottles and cans will not be taken home but will be dumped in people's gardens or used to damage property over a relatively wide area as people disperse away from the garage. Neither the Council nor the BP garage will be under any obligation to deal with the consequences of this behaviour. Broken bottles will represent a particular risk to young children who use the local schools "the morning after the night before"; to the elderly who use the garage to buy their newspapers in the morning, and to animals.

Secondly, an almost 24 hour licence for the sale of food will result in a significant increase in traffic and traffic noise late at night and in the early hours as cars use the garage. In addition to the slamming of car doors and the noise of the petrol pumps in operation, many drivers accelerate out of the garage at high speed when they have finished. This underlines why this particular licence application is inappropriate in the heart of a residential area.

We accept that the garage has a legitimate interest in finding new revenue streams and we would not object to the grant of a food and alcohol licence during its current trading hours. The strong concerns we have outlined above arise mainly from any decision to licence the sale of food and alcohol before, say, 7am and after 9pm.

Please reject this application.

Yours faithfully,

Clive and Alison Wood

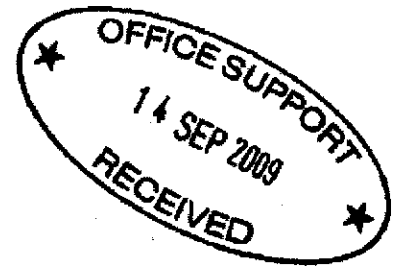
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14 SEP 2009	
READ JM	REPLY BY 4.57

From Bishop Dr John A Baker
4 Mede Villas
Kingsgate Road
Winchester, SO23 9QQ



9 September 2009

John Myall, Esq
Licensing Officer, Winchester City Council
City Offices
Colebrook Street
Winchester, SO23 9LJ



Dear Sir,

Application for Premises Licence - St Cross Filling Station

I wish to make a representation against the grant of this licence to sell alcohol up to 2300 hrs and refreshments (including 'fast food') until 0500 hrs, seven days a week.

Public nuisance

Our house, on the corner of Norman Road and Kingsgate Road, is only 250 yards from the filling station, and we already suffer from litter in the form of food containers and drink cans/cartons, by no means all of them empty. Opening a drink and fast food outlet so near can only make matters worse. The footpath from St Cross Road, close to the filling station, down to Kingsgate Road will also be an inviting dump for rubbish.

We and our neighbours also suffer periodically from late-night rowdiness. Recently the police had to be called around midnight. Even though the alcohol licence requested runs only till 2300 hrs, drink can presumably be bought for consumption later with the food on sale.

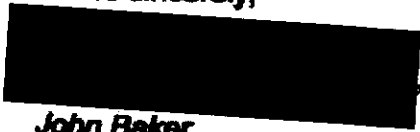
If provision is to be made for food and drink to be consumed on the forecourt, there will be a risk of significant noise there, especially during the summer months, a real nuisance to all those living, as we do, within a radius of a few hundred yards..

Crime and Disorder

We have at various times suffered criminal damage - a rock through a ground floor window, and slashed car tyres. A quiet residential area seems to bring out the worst in some elements. This will be all the more likely, if they can buy quantities of alcohol, and then drink it while eating for most of the night.

Surely we already have enough pubs where drivers can drink too much without licensing what is virtually another one!

Yours sincerely,

A solid black rectangular box redacting the signature of John Baker.

John Baker

CSG
RECEIVED

15 SEP 2009

SAO JN REPLY BY 1475

12 Hanover Lodge
37A St Cross Road
Winchester
SO23 9PQ

OFFICE SUPPORT
15 SEP 2009

Licensing Team
Winchester City Council
Colebrook Street
Winchester
SO23 9LJ

12 September 2009

Dear Sir or Madam

Application for Licence from BP Shop, St Cross Road

With reference to the application for a Licence to sell alcohol by the above-mentioned shop, we have strong objections.

We consider it very unwise to sell drivers alcohol, thus encouraging them to drink and drive, and also it would encourage customers on foot to drink in the street and further litter our streets, make a loud noise in our street late at night and even possibly commit vandalism. This already happens in our area without further encouragement.

We do not ^{want} more trouble than we have already. We sometimes get unknown people entering our private estate at night and causing damage. The police have also warned us about burglaries in St Cross.

Please give very careful consideration to this matter.

Yours faithfully

Representatives from Hanover Lodge:-

SIGNATURE

NAME

FLAT NUMBER



P. D. BAKER	12
H. UNTHANK	13
E. HUTCHESON	24
V. CANTLE	26
E. CANTLE	26
W. BRACK	25
O. DEANE	37
M. RUSSELL	1
G. WALLACE	4
Miclette Fox-Russell JP	11
Philip R Fox-Russell	11
JOHN FRISBY	17

SIGNATURE

NAME

FLAT NUMBER

SIGNATURE	NAME	FLAT NUMBER
	JOAN HYDE	38
	ANNETTE EGGLERON	20
	JOAN YEATES	5
	BLENDIA EVAN	8
	JACKIE MOETTEL	22
	EDNA JOHNS	3
	GERALD DAVIES	21
	DINAH WARNOCK	9
	MAGS + PETER VOSS	23
	ELIZABETH NEAVES	15
	J. HOPKINS	28
	M. BEZUIDENHOUT	37
	G. PERRETT	31
	E. WATTS	32
	G. SHARD	40
	C. SOUTHCOMBE	18
	D. SOUTHCOMBE	18
	EDWARD SMITH	36
	JEAN STRATTEN	39



36 Edgar Road
Winchester
SO23 9TN
7th Sept 2009

Dear Sir,

I am writing to voice my objection to the application by the BP Garage at 43 St Cross Road to sell "late night refreshments".

This is generally a quiet and relatively crime-free area and the selling of alcohol and food would compromise this. There is no requirement for the selling of alcohol in this area.

in my view.

Yours faithfully

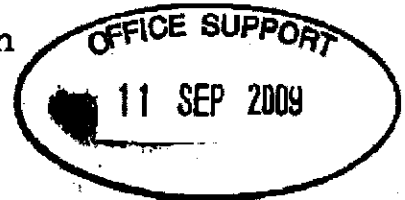


Elizabeth Crawford

CSS RECEIVED		
10 SEP 2009		
FAO JM	REPLY BY	No. 6749

CSS RECEIVED		
11 SEP 2009		
FAO JM	REPLY BY	NO 753

Dr & Mrs A.W.J.Fitzgerald-Barron
48 St Cross Road
Winchester
Hampshire
SO23 9PS



9th September 2009

Licensing Authority
Winchester City Council
City Offices
Colebrook St
Winchester SO23 9LJ

Dear Sir,

We wish to register our strong disapproval of the recent St Cross BP Filling Station/ Garage application for a license to sell alcohol between 0800hrs and 2300hrs as well as an application to sell late night refreshments between 00:00hrs and 0500hrs. The garage currently is a source of tobacco, newspapers and uncooked food as well as petrol from 0800hrs to 22:00hrs.

We wish to object on both counts:

Objection to selling food between 00:00 and 05:00hrs

Public Nuisance

1. St Cross is currently a quiet residential area between 22:00 and 8:00am apart from a few individuals passing through after closing hour between 11:00 and midnight. The garage is a source of activity and noise until its current closing time of 22:00hrs. Opening for food (with or without selling petrol) can only increase activity levels after 22:00hrs. This will not only be individuals but predictably be groups of youths or others on their way home from drinking out, looking for somewhere to catch some easy food to line their stomachs, before relieving themselves of it again in front gardens and on pavements in the vicinity.
2. There are currently few place to find food after midnight in Winchester so not only will passing trade increase, but others who would not have walked down the St Cross Road, will in order to get food.

3. There should be no need for a healthy community to eat between midnight and 5am unless their work demands shift work or long haul drivers need sustenance. Neither of these 2 groups are well served by this particular application.

Objection to selling Alcohol between 0800hrs and 23:00hrs:

1. **Public nuisance:**

The noise levels will only increase after the current closing time of 22:00hrs in what is otherwise a quiet residential district. There is already some noise by some residents walking home in the late hours after 22:00 having been drinking in the city, but this passes since there is no reason to stop en route. Extending the opening hours can only cause:

- a. More people to stop en route home
- b. More people to make a detour via the garage en route home
- c. More people to make a specific journey to the garage for alcohol when it cannot be bought elsewhere in Winchester after 10pm (except Tesco's in Winnall which is further away and up a long hill).
- d. More people to be already intoxicated looking for more alcohol to buy in the later hours
- e. Risking more people to drive to buy alcohol when they may already have had a drink

2. **Crime and Disorder**

- a. Alcohol is well known to be not only associated with disruptive behaviour but with increased aggression and vandalism.
- b. Being a focus for buying alcohol late at night will attract all that goes with the community vagrants that require alcohol after 22:00hrs who are unable to buy it in advance and cannot wait till the next day. This is associated with homelessness, drug use and chronic alcohol addiction. This requires financing and if opportunities increase, finding increased financial funds have direct consequences with crime rates, which drug addiction is already well acknowledged to be associated with.

3. **Child Protection**

- a. Many youths (under 18's) manage to acquire alcohol in our community but currently their opportunity for acquiring it after 22:00 is limited. Parties often run out of alcohol but the closing times of off licenses is the main source that stops the progression and continuation late into the early hours. We have a responsibility to our community to make access at antisocial times impossible rather than difficult. The

proposal will undoubtedly have an impact on increased underage drinking whatever safeguards are put in place. Very few people over 18 without drinking problems will use this facility when other sources of alcohol sales are closed, and when they are open, there is no community need to provide this within the heart of this residential district.

4. Public Safety

- a. Alcohol sales associated with driving can only increase risks of drink driving with its respective increased risks of local public safety.
- b. Alcohol sales within a quiet residential community can only increase alcohol consumption within that community. At Antisocial times this can only increase violence and public order with ensuing risk to public safety.
- c. Some of the residents of Forder Court are recognized to be vulnerable individuals with mental and addictive health problems for whom this can only increase their risks.

5. BP transparency, responsibility and contradiction

- a. BP claim to be progressive responsible and innovative. This initiative is inconsistent with all three of these, but particularly the middle one.
- b. "we are committed to the safety and development of our people and the communities and societies in which we operate. We aim for no accidents, no harm to people and no damage to the environment"...excuse me, but have I missed something?!
- c. "BP takes its commitment to engagement with third parties seriously, with requirements for consultation and disclosure built into our processes before entering sensitive areas"...is this consistent with sneaking a planning application in very small print into the paper before a bank holiday weekend when many people are away!?

Yours Sincerely,

A W J Fitzgerald-Barron

A L S Fitzgerald-Barron

Beech House
44 St Cross Road
Winchester
Hampshire
SO23 9PS

01962 850265

13th September 2009

Dear Sirs

Licensing Act 2003 – Application for a New Premises Licence – St Cross Filling Station, St Cross Road

We live at 44 St Cross Road, Winchester, opposite Forder Court with is adjacent to the St Cross Filling Station.

We have 3 children, aged 13, 11 and 8.

We should like to make representations about the above application under the following –

Prevention of Crime and Disorder/ The Prevention of public nuisance

St Cross Road is a residential area, we have lived here for 7 years. That said it is a busy road into and out of the City centre for traffic and pedestrians. Especially at the weekends we are woken up by shouting/shrieking and general noise from people leaving town, often in the early hours of the morning.

At night we have had our cars vandalised (when parked in Edgar Road and Norman Road). To provide an additional “alcohol” stop on the way out of town would potentially fuel more vandalism, noise and disturbance.

With the provision of a late night licence the increase in litter, including cans and glass around the petrol station and in front of our property and thrown into our garden is inevitable.

CSS RECEIVED		
15 14 SEP 2009		
FAO JM	REPLY BY —	NO. 4772

Public Safety/The protection of children from harm

As parents of 3 children, we want to preserve a safe environment for them to live in. We don't want to unnecessarily expose them to the potential abuse of alcohol on our doorstep. We chose to live here for its respectable values, community feel and safe environment. We did not choose to live in a commercial area with the 24 hour provision of food and alcohol.

With teenage children and the increasing rate of underage abuse of alcohol, the ability to buy alcohol should not be made more available in residential areas.

We trust that you will take into account our representations when considering the licence application.

Yours sincerely

A large black rectangular redaction box covering the signature area.

Karen and Simon Hazlitt

CSS RECEIVED		
10 SEP 2009		
FAO	REPLY BY	No
JM		4750

25 Edgar Road
St. Cross
Winchester
9th September 2009.

Licensing Dept.
Winchester City Council



Dear Sir,

Licensing Application - BP Garage
43 St. Cross Road.

I wish to object to the above named application to extend opening hours, provide food service & to sell alcohol, on the following grounds.

The application is likely to ^{cause} an increase in public nuisance through additional late night traffic & foot-fall which would only be exacerbated by the sale of alcohol & would be likely to give rise to a breach of the peace, through late night rowdiness in a quiet residential area.

by crime & disorder by facilitating alcoholic excess ... St. Cross Road already suffers from late night drunken revellers, who show little regard for the residents.

of public safety risk through unruly behaviour associated with the sale of alcohol outside normal 'pub' hours.

Continued

The application is out of keeping with the residential nature of the area & its community, with whom I have resided as a rate payer for some 25 years.

The application contributes nothing positive to the community & accordingly my wife & I are strongly opposed to the application in its entirety.

Yours sincerely,



F.A. Holloway (Mrs)

CSS RECEIVED		
16 SEP 2009		
FAO	REPLY BY	No.

74 St Cross Road
Winchester
Hampshire
SO23 9PS

12 September 2009

Licensing Committee
Winchester City Council
Colebrook Street
Winchester
Hampshire
SO23 9LJ



Dear Sirs,

Licensing Act 2003

Application for a New Premises License – St Cross Filling Station, St Cross Road

We are writing to object to the above license application. If this license were to be granted there would be serious negative consequences for the local community.

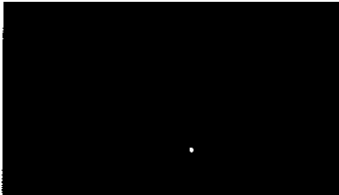
Our specific concerns are summarised below.

1. St Cross is a quiet residential area which has conservation area status in order to preserve its unique character and the granting of such a license will serve to undermine this character.
2. There is no local demand for the additional services that the filling station are proposing to offer. For those driving out of the area there are ample such amenities in Winchester and at Motorway service areas on the M3, M27 and A34 near to Winchester.
3. As a result of the proposals there will be a significant increase in the amount of late night traffic, light pollution and noise from the vehicles driven by visitors to the garage, which will disturb those living nearby.
4. Customers entering and leaving the premise and consuming food and drink in and around the premises will increase the noise levels for those living nearby and increase the amount of litter spoiling the area for local residents and for visitors to the town, and of course adding to the work of the agencies responsible for cleaning the roads.
5. The sale of both alcohol and late night food will result in an increase in people 'hanging around' the streets late into the night with consequent increase in the level of anti social behaviour and real risk of more serious crime such as assaults, damage to property and burglary.

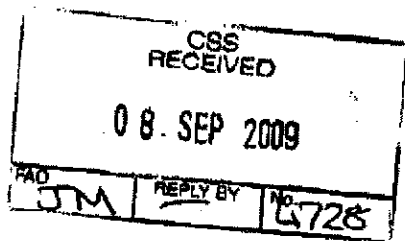
St Cross is a leafy area of Winchester (which is at the heart of the character that we seek to preserve), but this leafy nature means that there are many parts of the area that cannot, and need not currently, be well lit. To increase the number of legitimate visitors to the area late at night provides a cover for undesirable elements, increasing the risk of serious criminal activity. We ourselves have been burgled recently in the early hours and it is an experience that others will suffer if we allow criminal types an excuse to be loitering in the area whilst they identify their next victims. As a result of these proposals it will become more difficult for the police and local people to distinguish legitimate from criminal activity late at night and there will be a requirement to significantly increase policing levels to protect local people and property, and additional requests to improve the lighting – both wholly unnecessary increases in cost and reductions in the quality of life.

6. It is also relevant to note that there is a particularly dark alleyway running by the side of the filling station connecting St Cross Road and Kingsgate Road which has, in the past, been the site of suspected drug dealing and under age alcohol consumption. The problem appears to have been resolved in recent years but this proposal would make it more likely that it could return, providing an additional and specific danger to the children and adolescents living locally.

Yours Faithfully



Nicholas & Catherine James



24 Ranelagh Road
St Cross
Winchester
SO23 9TA.

5th September 2009

Licensing Team
Winchester City Council
Cotebrook Street
Winchester



Dear Sir/Madam

I write in connection with the application of the BP Station on St Cross Road for sales of alcohol up to midnight and all night food sales. I strongly object to this proposal. Ranelagh Road and the surrounding roads are already subjected to loud, foul-mouthed drunks on their way home from town, most especially at the weekends, and obviously if drink (especially) and food can be bought after closing time, this will entice them to the residential area of St Cross even more. During a time when the whole country is trying to curb youngsters binge-drinking and drinking to excess, it would be irresponsible of you to grant this licence.

Yours faithfully



CLARE AND SIMON JENNINGS .
24 Ranelagh Road .

OFFICE SUPPORT
15 SEP 2009

JANE, LADY FORTAL, D.L.
PRIORS BARTON COTTAGE
KINGSATE ROAD
WINCH, STER

CSS
RECEIVED

15 SEP 2009

REPLY BY

NO 4773

13th Sept. 09.

Dear Sir -

I am writing to protest
against the plan by B.P.
to sell alcohol from 0800-
23.00 daily at St. Cross
Filing station.

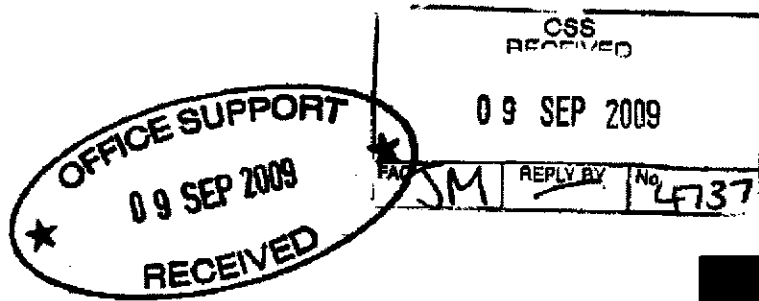
At present the residential
area is relatively quiet
& ~~respectable~~ respectable -
if alcohol is allowed to be
bought there not only will
it encourage "drinking" -

(It being a filling station)
driving", but the area
around will be affected
by irresponsible people
not only by bad
behaviour but all
their litter, empty
beer cans & bottles,
will be discarded in
our gardens, down alley
ways & drives.

Selling alcohol should
be kept to the town,
which has the occasional
policeman on patrol.

Please don't license
these premises. It will
be a disaster. Ys. [redacted]

Jane Portal



56 St Cross Rd
Winchester
SO23 9 PS

07/09/2009

Winchester City Council
Licensing Authority
Licensing Team
Winchester City Council
SO23 9 LJ

Dear Sirs

BP Application St Cross Filling Station

We refer to the outrageous application by BP for a licence to sell alcohol from 08.00 to 23.00 hrs seven days per week and the provision of late night refreshment between 00.00 and 05.00 and 23.00 and 24.00.

We object to the granting of this licence on the following grounds

1. The garage and shop are located in a Conservation Area and should be subject to the same stringent planning requirements made on the residents.
2. As residents of St Cross Rd we already suffer greatly from the Garage and Car Showroom activities disturbing our sleep due to noise and excessive artificial lighting, but at present the worst of the noise ceases at 22.00 hrs. If the opening hours are increased to 24 hr activity with car doors and increase lorry traffic etc this would be a total further infringement of our right to a good nights sleep for just some BP gain.
3. The sale of 'food refreshment' will increase noise, litter, and cause anti social behaviour in a residential area and also parking outside our houses while they go over to shop for food (as they do at present).
4. The sale of alcohol for 19 hrs per day will encourage alcoholics to migrate to the area and make it even more difficult to control.
5. The sale of alcohol in a garage would lead to more driving under the influence of alcohol.
6. There will be an increase in the amount of vandalism noise and drunken behaviour which already exists as drunks make there way out of town.
7. The drinking of alcohol in the vicinity could be tied to smoking with disastrous results in a petrol station.

8. The government is bringing in legislation trying to cut down on the easy availability of alcohol and it seems to us this application should certainly not be allowed on these grounds.
9. Food and beverages are available to those who want it at the all night motorway services station built specifically for this purpose and where quite rightly alcohol is not available. This is another way of encouraging drink driving.
10. Presumably BP will advertise the sale of refreshments even on Satellite Navigation encouraging traffic including lorries to leave the M3. thus creating even more noise and traffic disturbance along the whole of St Cross Rd 24 hrs a day further wrecking our rights to a peaceful sleep, churning up the road and parking outside our houses without even turning their engines off in the middle of the night.
11. This is a residential road, and there are very strict planning laws for keeping trees in situ, etc, and trying to keep a peaceful, serene area round our Cathedral and St Cross Church. St Cross is a great place to live and we want to keep it that way.

We see no reason for the Council to grant this application. The council governs all the planning in the area of St Cross making extreme demands on its residents over tree preservation, property maintenance, parking etc but continues to grant huge illuminated garage signs, hoardings etc by commercial undertakings.

We trust that our Councillors will support its residents in preventing this infringement of our rights.

Yours faithfully

A large black rectangular redaction box covering the signature area of the letter.

Ray and Josephine Wright

St Cross Filling Station

Premises Licence



Winchester
City Council



Legend

Scale:



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Organisation	Winchester City Council
Department	Legal Services
Comments	
Date	01 October 2009
SLA Number	00018301