

NEW FOREST DISTRICT COUNCIL

LICENSING ACT 2003

APPLICATION: Somerfield, A31 the Bridges, Ringwood

**Decision of the Licensing Sub-Committee hearing held at Appletree Court,
Lyndhurst on Wednesday, 19 December 2007 at 10.00 am.**

1. Members of the Licensing Sub-Committee

Councillor Puttock - Chairman
Councillor Hutchins
Councillor Mrs Smith

2. Parties and their Representatives attending the Hearing

Derek Cheeseman, representing Somerfield Stores Ltd – Applicant
Stephen Drake, Blake Laphorn Tarlo Lyons Solicitors – Solicitors for the
Applicant

Mr & Mrs Knight – Objectors
Mr & Mrs Perrins – Objectors

3. Other Persons attending the Hearing

None.

4. Parties not attending the Hearing

Miss Scrivens – Objector

5. Officers attending to assist the Sub-Committee

Caroline Allen – Legal Advisor
Melanie Dunsmore - Clerk

6. Decision of the Sub-Committee

The application is granted on the following terms and conditions.

Licensable activities and times permitted:

L: Late Night Refreshment

Monday 23.00 – 05.00
Tuesday 23.00 – 05.00
Wednesday 23.00 – 05.00
Thursday 23.00 – 05.00
Friday 23.00 – 05.00
Saturday 23.00 – 05.00
Sunday 23.00 – 05.00

M: Supply of Alcohol

Monday 08:00 – 23:00
Tuesday 08:00 – 23:00
Wednesday 08:00 – 23:00
Thursday 08:00 – 23:00
Friday 08:00 – 23:00
Saturday 08:00 – 23:00
Sunday 08:00 – 23:00

Hours premises to be open to the public

Monday 00:00 - 00:00
Tuesday 00:00 - 00:00
Wednesday 00:00 - 00:00
Thursday 00:00 - 00:00
Friday 00:00 - 00:00
Saturday 00:00 - 00:00
Sunday 00:00 - 00:00

Mandatory conditions:

As provided in the Licensing Act 2003

7. Reasons for the Decision

The Sub-Committee carefully considered the evidence, both written and oral, supplied by the parties.

The Sub-Committee were satisfied that although the residency of the Objectors was not within the 'vicinity' in its broadest terms under the Act, they demonstrated that they would regularly use the main road on which the premises was situated and lived within the town the supermarket and filling station were intended to serve. The Sub-Committee was therefore satisfied to take on board their concerns.

The Sub-Committee heard from the Objectors of their concerns that the sale of alcohol at premises attached to a filling station could increase the incidences of drink driving and could cause further congestion on an already busy road. However the Sub-Committee considered the evidence from the Applicant that there were sufficient checks and balances in operation within the premises to ensure the maintenance of the four licensing objectives satisfied these concerns. The Sub-Committee also considered that there was no highway impediment to granting the application.

Date: 19.12.07

Licensing Sub-Committee Chairman: Cllr L R Puttock

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Decision notified to interested parties on 20 December 2007