

NOTICE OF HEARING
BY THE LICENSING SUB-COMMITTEE
under the
LICENSING ACT 2003

APPLICATION FOR A NEW PREMISES LICENCE
LIDL, NEW ROAD, HYTHE SO45 6EB

Date and Time: TUESDAY, 11 DECEMBER 2018, AT 10.00 AM

Place: COUNCIL CHAMBER, APPLETREE COURT, LYNDHURST

Telephone enquiries to: Lyndhurst (023) 8028 5000
023 8028 5588 - ask for Karen Wardle
E-mail: karen.wardle@nfdc.gov.uk

These papers are also available on audio tape, in Braille, large print and digital format

1. **APPLICATION FOR A NEW PREMISES LICENCE, LIDL, NEW ROAD, HYTHE SO45 6EB (Pages 1 - 44)**

THE RELEVANT PAPERS ARE ATTACHED

To: Members of the Sub-Committee:
Cllr S J Clarke
Cllr S P Davies
Cllr Mrs P A Wyeth

Parties to the Hearing:

Applicant - Lidl UK GmbH

Objectors:
Mrs J Evans
Ms T Pittilo
Ms B Griffiths
Mr & Mrs P&A Pearce
Ms J Elvidge
Mr P Lawson
Cllr J Binns
Cllr B Andrews, Ward Cllr
Cllr D Poole, Ward Cllr

Copies for Information:
Hythe and Dibden Parish Council
Licensing – C Ferguson
Legal Services – Miss G O'Rourke / Mrs R Rutins / P Mwedzi
Hampshire Constabulary

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LICENSING SUB COMMITTEE – 11 DECEMBER 2018

APPLICATION FOR A NEW PREMISES LICENCE – LIDL, NEW ROAD, HYTHE SO45 6EB

1. INTRODUCTION

- 1.1 The purpose of the report is to provide members with information at the hearing to determine an application for a premises licence to be considered under section 17 of the Licensing Act 2003. The premises being Lidl, New Road, Hythe, SO45 6EB.

2. BACKGROUND INFORMATION

- 2.1 The premises are a new supermarket in the centre of Hythe next door to St John's Church.
- 2.2 A plan indicating the location of the site is presented as **Appendix 1**.
- 2.3 Planning permission has been granted for the site with no restriction on the operating hours of the premises.
- 2.4 Due to the size and footage of the premises, Sunday Trading Laws apply to the premises and would not be overridden by any hours granted by a premises licence. It is usual for supermarkets to apply for the longer Sunday hours on a licence, in case the law is amended or the government allow temporary changes to the limited 6 hours governed by the Sunday Trading Act 1994.
- 2.5 In addition objectors have referred to the operating hours of the Hythe branch of Waitrose which currently closes at 20:00hrs. The hours granted on the Waitrose premises licence are the same as the proposed hours submitted by Lidl on this application.
- 2.6 Photographs of the site, currently in construction are provided as **Appendix 2**.

3. THE APPLICATION

- 3.1 On 18 October 2018 New Forest District Council received an application from Lidl UK GmbH for a premises licence. The application is attached as **Appendix 3** (blank pages removed).
- 3.2 The application seeks to provide the sale of alcohol for consumption OFF the premises, between the hours of 07:00hrs and 23:00hrs Monday to Sunday. The proposed opening hours of the premises are the same.
- 3.3 The application has been correctly advertised both on the premises and in the local newspaper as required by the Licensing Act 2003. A photograph of the site notice is produced as **Appendix 4**.

4. REQUIREMENTS FOR A HEARING

- 4.1 The Licensing Authority must hold a hearing to determine the application where relevant representations addressing the licensing objectives are made. These being:
- 1) The prevention of crime and disorder;
 - 2) Public safety;
 - 3) The prevention of public nuisance;

- 4) The protection of children from harm.
- 4.2 Guidance about the licensing objectives has been issued by the Home Office under section 182 of the Licensing Act 2003.
- 4.3 In determining the application the Licensing Sub-Committee must give appropriate weight to:
 - 1) The steps that are appropriate to promote the licensing objectives;
 - 2) The relevant representations presented by all the parties;
 - 3) The Home Office guidance;
 - 4) The Council's own Statement of Licensing Policy.

5. REPRESENTATIONS RECEIVED

- 5.1 During the 28 day representation period the Licensing Authority received nine representations from other persons, these being residents in the neighbouring area and three local Councillors. These are attached as **Appendix 5**.
- 5.2 The representations highlight concerns that the premises may attract young persons to buy or to obtain alcohol by proxy sale, littering from those customers who have bought alcohol and an unnecessary additional outlet for the sale of alcohol in the town affecting the health of those who consume excessive amounts of alcohol.
- 5.3 Members will be aware that health concerns, the absence of need for licensed premises and planning matters are not issues that may be considered by the Licensing Sub-Committee. All objections must focus on the licensing objectives. It should also be noted that the application requests the provision for the sale of alcohol only for consumption OFF the premises and no consumption on the premises will be permitted.
- 5.4 The applicant has provided a number of conditions that they are prepared to accept on any licence, if granted, in addition to the mandatory conditions required by law. All conditions attached to a premises licence bind the operator to ensure that the licensing objectives are upheld (i.e. Challenge 25, CCTV and staff training). As with any licensed premises compliance is regularly checked by the Licensing Authority and other Responsible Authorities such as the Police and Trading Standards.

6. RESPONSE FROM RESPONSIBLE AUTHORITIES

- 6.1 In line with the requirement to make all Responsible Authorities aware of the application copies were served during the application process.
- 6.2 No representations were received from any of the Responsible Authorities and no additional conditions were requested.

7. LEGAL IMPLICATIONS

- 7.1 This hearing is governed by the Licensing Act 2003 (Hearings) Regulations. These provide that hearings should be held in public unless the Licensing Authority considers that the public interest in excluding the public outweighs the public interest in the hearing taking place in public.
- 7.2 The Applicant and those parties making representations have been invited to the hearing and have been provided with this report and the procedures to be followed at the hearing.

7.3 The Applicant and those who have made relevant representations are entitled to address the Licensing Sub Committee and to ask questions of the other party, with the consent of the Licensing Sub Committee.

8. RIGHT OF APPEAL

8.1 It should be noted that the applicant and those who have made relevant representations may appeal the decision made by the Licensing Sub Committee to the Magistrates Court. The appeal must be lodged with the Magistrates Court within 21 days of the notification of the decision.

8.2 In the event of an appeal being lodged, the decision made by the Licensing Sub Committee remains valid until any appeal is heard and any decision made by the Magistrates Court.

9. CONCLUSION

9.1 The Licensing Sub-Committee must, having regard to the application and any relevant representations, consider which of the following measures are appropriate for the promotion of the licensing objectives:

- 1) Grant the Licence – as applied for.
- 2) Grant the Licence - but modify the conditions and/or hours.
- 3) Reject the application.

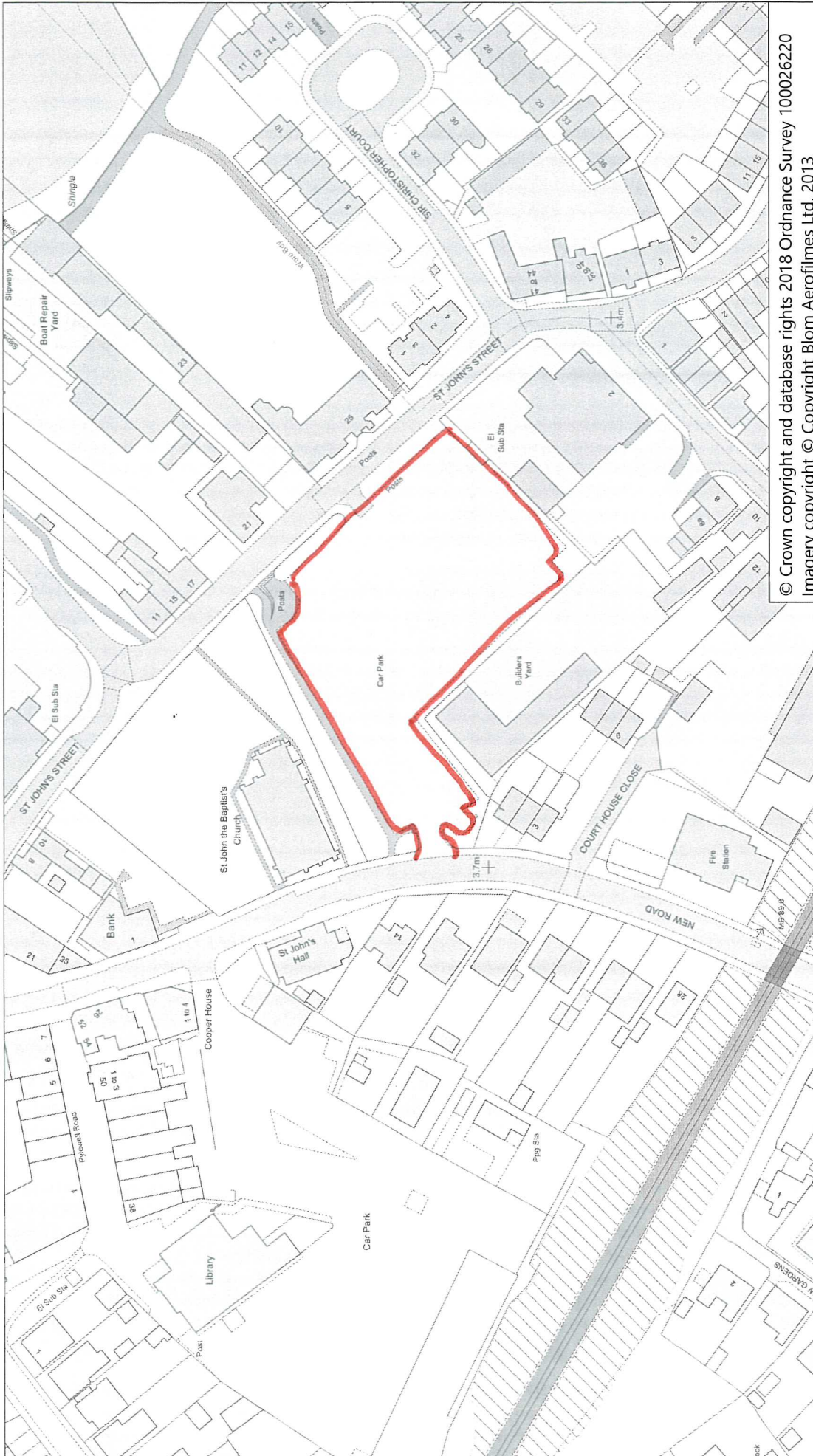
10. RECOMMENDATION

10.1 That the Licensing Sub-Committee determines the application.

Further Information:

Christa Ferguson
Licensing Manager
Tel: 023 8028 5505
Email: licensing@nfdc.gov.uk

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Notes

Creator

Lidl, Hythe

Date 20/11/18 **Scale 1:** 1417

Tel: (023) 8028 5000
 Fax: (023) 8028 5555
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New Forest
 DISTRICT COUNCIL

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LICPR/18/06536

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We Lidl UK GmbH

(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description New Road			
Post town	Hythe	Postcode	SO45 6EB

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£

Part 2 - Applicant details

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

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

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

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

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

I am making the application pursuant to a
 statutory function or
 a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth over		I am 18 years old or over		<input type="checkbox"/>	Please tick yes
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
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)	
-----------------------------	------------------------------	-------------------------------	-----------------------------	--------------------------------	--

Surname		First names	
Date of birth over		I am 18 years old or <input type="checkbox"/> Please tick yes	
Nationality			
Current postal address if different from premises address			
Post town		Postcode	
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 Lidl UK GmbH
Address 19 Worple Road London SW19 4JS
Registered number (where applicable) FC017929
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) 01934 523121
E-mail address (optional) licensing@lidl.co.uk

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
1	6	1 1 2 0 1 8

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

DD	MM	YYYY

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

Supermarket

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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

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

In all cases complete boxes K, L and M

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	07:00	23:00			
Tue	07:00	23:00			
Wed	07:00	23:00			
Thur	07:00	23:00			
Fri	07:00	23:00			
Sat	07:00	23:00			
Sun	07:00	23:00			
			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 6)		

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

Name Rebecca Bough	
Date of birth	
Address 19 Lapwing Close Portishead	
Postcode	BS20 7NJ
Personal licence number (if known)	
Issuing licensing authority (if known) North Somerset Council	

K

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

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	07:00	23:00	
Tue	07:00	23:00	
Wed	07:00	23:00	
Thur	07:00	23:00	
Fri	07:00	23:00	
Sat	07:00	23:00	
Sun	07:00	23:00	
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 6)			

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

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

All staff are trained and are aware of the Licensing Legislation, especially in relation to the prevention of underage sales. They are required to sign a register confirming that they have undertaken training and are aware of their responsibilities. Training is repeated at frequent intervals, at least bi-annually. Any person found to be in breach of the Company alcohol policy is subject to disciplinary proceedings. Notices are displayed in the premises advising of the licensing legislation.

b) The prevention of crime and disorder

The operators of the premises will maintain a good relationship with the local police and other relevant authorities
A comprehensive digital CCTV system to be installed giving storage of images for a period of not less than 28 days Images can be provided on to removable media to authorised bodies with 48 hours notice

c) Public safety

Fire safety equipment is provided at the premises, and staff are trained on the use of this equipment

d) The prevention of public nuisance

e) The protection of children from harm

If anyone attempting to purchase alcohol appears to be under 25 the on duty manager is called. The manager will only accept photographic ID as proof of age (passport, photo driving licence or PASS card). If no ID is provided no sale takes place.

Checklist:

Please tick to indicate agreement

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

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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

Part 4 – Signatures (please read guidance note 11)

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

Declaration	<ul style="list-style-type: none">• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).
--------------------	--

	<ul style="list-style-type: none"> The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	
Date	16.10.2018
Capacity	Licensing Manager

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

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Lidl UK GmbH Licensing Locking Castle Business Park West Wick			
Post town	Weston Super Mare	Postcode	BS24 7TG
Telephone number (if any)	01934 523121		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) licensing@lidl.co.uk			

Notes for Guidance

- Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
- In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.

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LICENSING ACT 2003
(Premises Licences & Club Premises Certificates)
Regulations 2005

APPENDIX 4

Notice is hereby given that, we, Lidl UK GmbH have made an application under Section 17 of Part 3 of the Licensing Act 2003:

Name of Applicant

Lidl UK GmbH
19 Worples Road
London
SW19 4JS

Postal Address of Premises

Lidl UK GmbH
New Road
Hythe
SO45 6EB

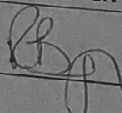
Details of Application:

Sale of alcohol by retail for consumption off the premises during the licensing hours of 07:00-23:00 Monday to Sunday

Any persons having observations on this application should submit them in writing no later than 15/11/2018 to: The Licensing Manager, New Forest District Council, Appletree Court, Beaulieu Road, Lyndhurst SO43 7PA, or email licensing@nfdc.gov.uk

This application can viewed at the above address during normal office hours.

It is an offence under Section 158 of the Licensing Act 2003, knowingly or recklessly to make a false statement in connection with an application and the maximum fine for which a person is liable on summary conviction for the offence is unlimited.

Signed 

Date 19/10//2018

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LID1

Christa Ferguson

From: om
Sent: 14 November 2018 13:08
To: Christa Ferguson
Subject: Re: representation form Lidl

I find the use of the internet too difficult as do many other people who, even so, have opinions. Often we are left out of the loop because of this so I hope you accept my previous response setting out my point of view regarding the hours during which Lidl will serve alcohol. J.Evans

On Friday, 9 November 2018, 10:43:11 GMT, Christa Ferguson < >.GOV.UK> wrote:

Mrs Evans

Thank you for your interest in this application. This application will now be considered by a panel of elected members.

To clarify the hours applied for are

Sale of alcohol Monday to Sunday 07:00 to 23:00

Opening hours of the premises 07:00 to 23:00

These would be the hours granted on the application as applied for. However there is nothing to stop a premises closing earlier (or opening later) if they wish.

In order to consider this representation could you please complete and return the attached form which will provide more information for members to consider. All representations **need to address at least one of the licensing objectives**, please first read the guidance to assist. (Any relevant representation must be received before 15 November). This Licensing Authority is bound by the legislation and may not take into account the wider issues of health and alcohol consumption, therefore any representation must be relevant and pertain to this particular premises, before it can be considered as relevant.

In addition, once a licence is granted for a premises there are a number of actions that can be taken should a premises cause any problems, including a review of the licence and any concerns about a licensed premises should be sent to licensing@nfdc.gov.uk

Regards

Christa

Christa Ferguson
Licensing Manager
New Forest District Council
Tel: 023 8028 5588

[C Ferguson](mailto:Christa.Ferguson@nfdc.gov.uk)
newforest.gov.uk



[New Forest InTouch app](#)



From: Janet Evans [mailto:Janet.Evans@nfdc.gov.uk]
Sent: 09 November 2018 10:03
To: Christa Ferguson
Subject: Re: representation form Lidl

Thank you for your letter and explanation of the licensing for both Lidl and Waitrose. I realise that they can both sell alcohol until late at night but I just want to say that 11 pm is too late. We have many pubs around the village and regular heavy drinkers carousing late at night which in itself is OK. The trouble arises from bad behaviour which I have seen over the years living in the village. I have stopped a man being beaten. (All drunk). I continually clear the front of cans and broken bottles, know they urinate anywhere whether day or night but night time is much much worse for us in the village. For these reasons I would ask that the hours Lidl open can be on a par with Waitrose so that anti social behaviour will not escalate. I hope this letter will be included when you discuss the licensing. Janet Evans. 8, South Street Hythe.

Sent from my iPad

On 5 Nov 2018, at 12:47, Christa Ferguson <Christa.Ferguson@NFDC.GOV.UK> wrote:

Mrs Evans

As discussed please find attached a representation form and guidance. The end of the representation date is 15 November 2018.

The hours applied for are

Sale of alcohol Monday to Sunday 07:00 to 23:00

Opening hours of the premises 07:00 to 23:00

These would be the hours granted on the application as applied for. However there is nothing to stop a premises closing earlier (or opening later) if they wish.

I have checked the premises licence for Hythe Waitrose and they are exactly the same as Lidl have applied for, which are pretty standard supermarket hours. However as before just because a

premises has been granted these hours they may choose to close earlier, if trade dictates. In addition, once a licence is granted for a premises there are a number of actions that can be taken should a premises cause any problems, including a review of the licence.

To date we have not received any representations against this licence.

Regards

Christa

Christa Ferguson
Licensing Manager
New Forest District Council
Tel: **023 8028 5588**

christa.ferguson@nfdc.gov.uk
newforest.gov.uk

<image001.jpg><image002.jpg><image003.jpg>

[New Forest InTouch app](#)

<image004.jpg>

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<Representation form and guidance V03 051118.docx>

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Christa Ferguson

From: Tracy <tracy.pittilo@lidl.co.uk>
Sent: 14 November 2018 20:06
To: Licensing e-mail address
Subject: Lidl UK GmbH

To who it may concern

I refer to the planning application for
Lidl UK GmbH
New Road
Hythe
SO45 6EB

The application is for a licencing agreement for the sale of alcohol from the premise from 7 in the morning till 11 at night.

In view of the requested times, I feel I must write to ask you to take into consideration that this is very much a residential area and that the premises being open until 23.00 will have a detrimental effect on the lifestyle of the local residents.

I would suggested that a more appropriate operating time would mirror that of the most local supermarket, Waitrose, which is 7.30am till 8pm most days of the week. That would put the firms on an equal playing field regarding customers and would keep within the current boundaries regarding disruption and noise.

Please consider the people who live closest to the new premises which is already causing upset and disruption with parking, noise and drainage.

I look forward to your response regarding this situation

Best Regards

Tracy Pittilo
9 South Street
Hythe
Hampshire
SO45 6EA

L103

Representation form for other persons

Full name	Barbara Marion Griffiths	Title	Mrs
Home address	20 Windrush Way Hythe SO45 6JE		
Email address			
Phone number			

Name of premises you wish to make a representation about	Lidl Supermarket
Address of premises you wish to make a representation about	New Rd, Hythe

Which of the four licensing objectives does your representation relate to?	(✓) Tick	Please add full details of your concerns regarding the application and include any evidence to support your representation. Please use separate sheets if necessary
Prevention of crime and disorder	X	I feel alcohol should not be sold after 8pm in this very residential area. Excess consumption leads easily to crime and disorder and by shortening the selling hours it would help to prevent this from happening.
Public safety		

Prevention of public nuisance	x	I feel alcohol should not be sold after 8pm in this very residential area. Excess alcohol leads easily to situations arising causing a public nuisance. By shortening the selling hours it would help prevent this from happening.
Protection of children from harm	x	Children are easily influenced and by making alcohol readily accessible late into the evening this could well put them under peer pressure.

Are there any steps or conditions which the applicant could take or add to the application which would alleviate your concerns?

If yes – please give details below

Shortening the hours for selling of alcohol to no later than 8pm I feel would be acceptable. Presumably Lidl would be bound by the Sunday Trading Laws of 6hours.

--

If you do make a representation you will be invited to attend a Licensing Sub-Committee meeting where the application will be considered, together with any subsequent appeal proceedings.

Will you be prepared to attending a hearing?	yes Please circle
I acknowledge that my representation will form part of a public document at a hearing, (personal telephone numbers, email addresses and signatures will be redacted)	Please initial BMG
Signature	date
B M Griffiths	12/11/18

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Please return this form along with any additional sheets / supporting information to : licensing@nfdc.gov.uk or post to

Licensing Manager
Licensing Services
Appletree Court
Beaulieu Road
Lyndhurst
SO43 7PA

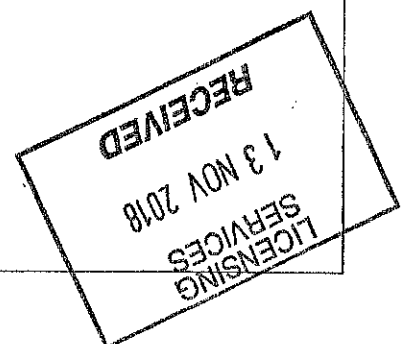
Phone: 023 8028 5505

Representation form for other persons

Full name	PATRICIA AND ANDREW PEARCE	Title	MR + MRS.
Home address	31, NEW ROAD, HYTHE, SO45 6BN		
Email address			
Phone number			

Name of premises you wish to make a representation about	Lidl UK GmbH
Address of premises you wish to make a representation about	NEW ROAD, Hythe SO45 6EB

Which of the four licensing objectives does your representation relate to?	(v) Tick	Please add full details of your concerns regarding the application and include any evidence to support your representation. Please use separate sheets if necessary
Prevention of crime and disorder	✓	<ul style="list-style-type: none"> • We regularly have cans and bottles thrown into the gardens along New Road. • We have had, on more than one occasion, damage to cars parked on the drive and also along the road. • We are regularly woken by drunks coming home - especially at weekends.
Public safety		




Prevention of public nuisance	✓	If youths take advantage of buying cheap alcohol late into the evening our problems will escalate. If they choose to 'hang-out' near the premises, the carpark and adjoining church yard will be used as a toilet. (Also see box 1)
Protection of children from harm	✓	Even if kids adhere to the strict regulations on the sale of alcohol to underage drinkers there are plenty of irresponsible adults that will go in and buy drink for them.

**Are there any steps or conditions which the applicant could take or add to the application which would alleviate your concerns?
If yes - please give details below**

We recognise that there are other retail outlets selling alcohol in the area, so cannot object to a license being given. However, within the village area, Waitrose close at 8pm and 4pm on Sundays. We ask that kids stick to these times for the sale of alcohol. Surely extended hours for the sale of alcohol is contradictory to the public awareness campaign for sensible drinking.

If you do make a representation you will be invited to attend a Licensing Sub-Committee meeting where the application will be considered, together with any subsequent appeal proceedings.

Will you be prepared to attending a hearing?	<input checked="" type="radio"/> Yes <input type="radio"/> No Please circle
I acknowledge that my representation will form part of a public document at a hearing, (personal telephone numbers, email addresses and signatures will be redacted)	Please initial
Signature	date
	12.11.2018.

Licensing Services privacy notice can be viewed on the Council's website at <http://www.newforest.gov.uk/article/18315/Licensing-Services-Privacy-Notice>

Please return this form along with any additional sheets / supporting information to : licensing@nfdc.gov.uk or post to

Licensing Manager
Licensing Services
Appletree Court
Beaulieu Road
Lyndhurst
SO43 7PA

Phone: 023 8028 5505

LI05

Representation form for other persons

Full name	Joanna Elvidge	Title	Mrs
Home address	14 Atheling Road, Hythe, SO45 6BR		
Email address			
Phone number			

Name of premises you wish to make a representation about	Lidl's Hythe
Address of premises you wish to make a representation about	New Road, Hythe, SO45 6EB

Which of the four licensing objectives does your representation relate to?	(<input checked="" type="checkbox"/>) Tick	Please add full details of your concerns regarding the application and include any evidence to support your representation. Please use separate sheets if necessary
Prevention of crime and disorder		
Public safety	<input checked="" type="checkbox"/>	Availability of cheap alcohol for up to 16 hours a day seven days a week will increase the risk of anti-social behaviour. A member of our community was attacked on this site by a gang of young people who were under the influence of alcohol in October 2015. Children go past this site on the way to and from school.

<p>Prevention of public nuisance</p>	<p>✓</p>	<p>We already know that Lidl's in Hythe trading hours are currently planned to be longer than Waitrose in Hythe – Waitrose close at 8pm and Lidl's are currently planning on opening until 10pm.</p> <p>Lidl's has been built on a conservation area on the basis that it was considered by planning to be in the interest of the community. Selling cheap alcohol for up to 16 hours a day cannot be considered to be in the interest of the community. This is a village that has already had it's character significantly altered by the building of a very large store in its heart, to now sell alcohol for up to 16 hours a day will impact on all of the residents that live in the village and especially on those who live in New Road – together with the new retirement flats that are due to be built on this site.</p> <p>Another matter is the additional risk of littering we currently have to clear up empty drinks cans in particular beer and other alcoholic beverages that are left around the village in peoples private gardens and premises – which the council of course doesn't clear up because it's not public land.</p>
<p>Protection of children from harm</p>		

Are there any steps or conditions which the applicant could take or add to the application which would alleviate your concerns?

If yes – please give details below

To only sell alcohol between the hours of 8.00 am and 8.00 pm Monday to Saturday and 10:00 am to 4:00 pm on Sunday in line with Waitrose opening hours.

If you do make a representation you will be invited to attend a Licensing Sub-Committee meeting where the application will be considered, together with any subsequent appeal proceedings.

Will you be prepared to attending a hearing?	<input checked="" type="radio"/> Yes <input type="radio"/> No
I acknowledge that my representation will form part of a public document at a hearing, (personal telephone numbers, email addresses and signatures will be redacted)	Please circle Please initial
Signature	date
	8 th NOVEMBER 2018

Licensing Services privacy notice can be viewed on the Council's website a <http://www.newforest.gov.uk/article/18315/Licensing-Services-Privacy-Notice>

L106

Representation form for other persons

Full name	Secretary to the PCC of St. John the Baptist Church	Title	Mr
Home address	Homestead, Twiggs Lane, Marchwood, Southampton, SO40 4UN		
Email address			
Phone number			

Name of premises you wish to make a representation about	Lidl Supermarket.
Address of premises you wish to make a representation about	New Road, Hythe, Southampton, SO45 6BE

Which of the four licensing objectives does your representation relate to?	(✓) Tick	Please add full details of your concerns regarding the application and include any evidence to support your representation. Please use separate sheets if necessary
Prevention of crime and disorder		
Public safety		



Prevention of public nuisance	✓	<p>The churchyard is already used as a dumping ground for cans, bottles and other refuse. And with a budget retail outfit opening right next door (with a Liquor Licence available from 07.00 to 23.00) clearly this will increase the probability of additional litter, noise, and potential disruption to church services.</p>
Protection of children from harm		

**Are there any steps or conditions which the applicant could take or add to the application which would alleviate your concerns?
If yes – please give details below**

**Restrict the liquor sales times to match the other main Hythe retail outfit's opening/closing times.
Ensure there are sufficient refuse bins available within their car park, particularly along the border fence with the churchyard.
Be proactive to adhere to their licence conditions – Do not serve already inebriated customers. Strict age policy (No ID no drinks).
Act as responsible neighbours in this predominantly residential conservation area.
Join the local traders association and become involved with community affairs in Hythe.**

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If you do make a representation you will be invited to attend a Licensing Sub-Committee meeting where the application will be considered, together with any subsequent appeal proceedings.

Will you be prepared to attending a hearing?	<input checked="" type="radio"/> Yes <input type="radio"/> No Please circle
I acknowledge that my representation will form part of a public document at a hearing, (personal telephone numbers, email addresses and signatures will be redacted)	<input checked="" type="checkbox"/> Please initial —
Signature 	date
	2-11-18

Licensing Services privacy notice can be viewed on the Council's website at <http://www.newforest.gov.uk/article/18315/Licensing-Services-Privacy-Notice>

Please return this form along with any additional sheets / supporting information to : licensing@nfdc.gov.uk or post to

Licensing Manager
Licensing Services

6
v03

Christa Ferguson

LIDb

Subject: FW: FAO - Liquor Licensing Dept.

Importance: High

From: [@lidl.com](#)
Sent: 07/November/2018 11:59 (GMT)
To: customer.services@nfdc.gov.uk
Subject: FW: FAO - Liquor Licensing Dept.

Dear Sirs,

Objection to Lidl, Hythe (Grant of Premises Licence S17)

The application from Lidl (Grant of Premises Licence - S17) to sell alcohol at the advertised hours is unacceptable.

May we suggest :

Mon - Sat 07.30-20.00

Sunday 10.00-16.00

This would be in line with other local stores, and would give Lidl customers ample time to purchase their drinks alongside their other shopping.

The Lidl store is in a conservation area adjacent to the Grade 2 listed Parish Church, and surrounded by primarily residential housing - including 36 retirement flats being built right alongside the Lidl premises which were approved by the NFDC Planning Authority for this village centre development. We believe, all of these properties and residents would be adversely affected by the Lidl proposal.

Please acknowledge receipt.

Yours faithfully

Peter Lawson

Secretary to, and on behalf of, the Parochial Church Council

St. John the Baptist Church,

New Road,

Hythe,

Southampton

SO45 6BP

Christa Ferguson

L107

From: Cllr James Binns
Sent: 15 November 2018 17:20
To: Licensing e-mail address
Cc: Cllr Dan Poole
Subject: FW: LIDL LICENSE MEETING

Dear Sir/Madam,

Please see the below email regarding my objections to the proposed Lidl License.

Cllr. James Binns.

From: Cllr James Binns

Sent: Thursday, 15 November 2018 at 17:00:03
To: Karen Wardle
Subject: LIDL LICENSE MEETING

Dear Karen,

I and my colleague, Cllr Eric Davey (Hythe Parish Council Vice Chairman), would like to register our objection to the proposed alcohol selling hours at Hythe Lidl. We have come to this decision partly because of concerns relating to ASB.

We would therefore like to speak at the Licensing Meeting (I believe in December) where this application will be discussed.

Kind Regards,

Cllr. James Binns
Cabinet Member for Leisure & Wellbeing

Sent securely from Check Point Capsule Workspace

LI08

Christa Ferguson

From: Cllr Bill Andrews
Sent: 15 November 2018 17:22
To: Licensing e-mail address
Subject: FW: Lidl UK GmbH

Please see attached.
Regards
Bill

Cllr Bill Andrews
Dibden & Hythe East Ward Councillor, &
Planning Committee Chairman
NFDC

[See My Privacy Notice](#)

From: Cllr Bill Andrews
Sent: 15 November 2018 17:16
To: Licensing e-mail address
Cc: Cllr Dan Poole; Cllr James Binns; Cllr Peter Armstrong; Cllr Kate Crisell; Cllr Beverley Thorne
Subject: RE: Lidl UK GmbH

Dear Sirs

As a Ward Member for the Lidl site in Hythe I write to register my objection to their proposed Licensing Hours on the grounds that I consider that these times may contribute to more crime and disorder, potential loss of public safety, and increased public nuisance.

Kind regards
Bill

Cllr Bill Andrews
Dibden & Hythe East Ward Councillor, &
Planning Committee Chairman
NFDC

[See My Privacy Notice](#)

From: Cllr Dan Poole
Sent: 15 November 2018 17:02
To: Licensing e-mail address
Cc: Cllr James Binns; Cllr Bill Andrews; Cllr Peter Armstrong; Cllr Kate Crisell; Cllr Beverley Thorne
Subject: Lidl UK GmbH

As the Ward Member for this site, I am writing to strongly register my opposition to the proposed licensing hours. Waitrose close their store at 8PM. Lidl will, if approved, sell liquor beyond that time and more cheaply. This could well increase ASB within the village and I strongly feel that their hours of trading be in line with Waitrose which reflect the character of Hythe Village. ASB was previously a concern in Hythe when it had a late night off-licence.

Kind regards

Cllr Dan Poole

L109

Christa Ferguson

From: Cllr Dan Poole
Sent: 15 November 2018 17:03
To: Licensing e-mail address
Cc: Cllr James Binns; Cllr Bill Andrews; Cllr Peter Armstrong; Cllr Kate Crisell; Cllr Beverley Thorne
Subject: Lidl UK GmbH

As the Ward Member for this site, I am writing to strongly register my opposition to the proposed licensing hours. Waitrose close their store at 8PM. Lidl will, if approved, sell liquor beyond that time and more cheaply. This could well increase ASB within the village and I strongly feel that their hours of trading be in line with Waitrose which reflect the character of Hythe Village. ASB was previously a concern in Hythe when it had a late night off-licence.

Kind regards

Cllr Dan Poole

Councillor, Dibden & Hythe East Ward
New Forest District Council
Tel: 02380-845547 |

E-mail: dan.poole@newforest.gov.uk
Website: www.newforest.gov.uk