

Appendix 3

From:

Sent: 17 May 2017 15:30

To: Debbie Wright

Subject: RE: Licensing Act 2003 - 3 Pypers Hatch, Harlow, Essex, CM20 3NG

Dear Debbie

Our client: Mr Huseyin Tum

Premises Licence Application - 3 Pypers Hatch, Harlow, Essex, Harlow, CM20 3NG

I write in reference to the above and further to your email of yesterday.

I have now considered the three objections which have been raised in relation to the application for a premises licence at 3 Pypers Hatch, Harlow, Essex, Harlow, CM20 3NG. Unfortunately, I note that two of the objections raised relate to the neighbouring pub 'Heart and Club' and it appears that the complaints have been raised under competition grounds rather than arising out of genuine concern to the application as a general member of public. It also appears that two of the objections raised do not relate to the licencing objectives.

As you will note from the representation form, Mr Thurgood has failed to raise any specific concerns in relation to the licencing objective. Nevertheless, my response is as follows:

Prevention of crime and disorder

The allegation that the sale of alcohol from 3 Pypers Hatch will "encourage more drug users in the area" is completely baseless. At least two members of staff will be on the shop floor between opening and closing house and it will be ensured that alcohol is not sold to any intoxicated customers. Furthermore, our client and his staff will be trained and he will personally be conducting the day to day running of the business.

Also, with respect to the drug issue which was raised by Mr Thurgood, this ground is completely irrelevant as our client does not intend to sell drugs.

Public safety

As mentioned above, alcohol will not be sold to intoxicated customers.

Prevention of public nuisance

As mentioned above, alcohol will not be sold to intoxicated customers. It will be ensured that large groups do not gather around the premises and that alcoholic drinks will not be removed in open containers from the premises.

Also, as you will note from the points raised by Mr Thurgood's with respect to this objective, it appears that he is concerned that customers will purchase alcohol from our client's premises and consume at his premises. We question his ability to maintain and operate his premises. Furthermore, this objection suggests that his concerns are raised due to competition grounds.

Protection of children from harm

The premises will operate a "Challenge 21" policy, therefore, sale of alcohol or cigarettes to children will be out of question. In addition, all staff members engaged in selling alcohol shall receive full training pertinent to the Licence Act, specifically in regard to age-restricted sales.

MS TINA CLARK

Prevention of crime and disorder

Again, it appears that this representation has been raised under competition grounds.

It will be ensured that large groups do not gather around the premises

With all due respect, a pub has a higher risk to create a meeting place and increase antisocial behaviour. Customers of an off-licence are less likely to create a meeting place since they will consume the alcohol off the premises. It will be ensured that alcoholic drinks will not be removed in open containers from the premises and strict policy of "Challenge 21" will be implemented.

Following a detailed discussion with Ms McCallum, the Licencing Office of Essex Police, I have utmost trust in the capabilities of Essex Police. The premises will also have 4 CCTV recording on HD for 24 hours which will be readily available for Essex Police for 28 days. Therefore, there will not be added pressure on to the police.

Public safety

This is not a new development, 3 Pypers Hatch has already been previously trading. Therefore, there will not be an added strain to parking. Again, it appears that this representation has been raised due to competition grounds relating to the neighbouring pub.

MRS SUSAN EDWOODS

Prevention of crime and disorder

The premises will operate a "Challenge 21" policy; therefore, sale of alcohol to children will be out of question.

Public safety

All staff members engaged in selling alcohol shall receive full training pertinent to the Licence Act, specifically in regard to age-restricted sales. Furthermore, this premises will only sell alcohol till 21:00 which is short of any other off-licence.

Prevention of public nuisance

It will be ensured that large groups do not gather around the premises and that alcoholic drinks will not be removed in open containers from the premises. There will be members of staff monitoring the entrances of the premises making sure that the late leaving customer do so quietly.

Protection of children from harm

The premises will operate a "Challenge 21" policy, therefore, sale of alcohol or cigarettes to children will be out of question. In addition, all staff members engaged in selling alcohol shall receive full training pertinent to the Licence Act, specifically in regard to age-restricted sales.

In order to save costs and time for both Harlow Council and Mr Tum, I propose that the application is not determined by a Licencing Sub-Committee hearing; rather, I suggest Harlow Council Licencing Department deals with the three objections directly as it appears that the complaints are under competition grounds relating to the neighbouring pub.

Should you have any queries, do not hesitate to contact me.

I look forward to hearing from you.

Kind regards

Burhan Canbolat

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