

Cheltenham Borough Council

Licensing Sub Committee-Alcohol and Gambling

Meeting date: 9 December 2025

Meeting time: 6.00 pm

Meeting venue: Council Chamber - Municipal Offices

Membership:

Councillor Dilys Barrell, Councillor Dr Helen Pemberton and Councillor Simon Wheeler

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Please note: the deadline to register to speak is 5.00pm on the day before the meeting.

Contact: democraticservices@cheltenham.gov.uk
Phone: 01242 264 130

Agenda

1 Election of Chair

2 Declarations of interest

3 Determination of a New Application for a Premises Licence (Pages 5 - 32)

4 Any other items the Chairman determines to be urgent and which requires a decision

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Licensing Sub-Committee (Alcohol and Gambling) – 9 December 2025

Licensing Act 2003: Determination of a New Application for a Premises Licence

Tesco Express - 25/01957/PRMA

106 Promenade, Cheltenham, Gloucestershire, GL50 1NB

Report of the Licensing Officer

1. Introduction

- 1.1 The Licensing Act 2003 (LA2003) allows an applicant to apply for a premises licence under Part 3 which, if granted, authorises the premises to be used for one or more licensable activities.
- 1.2 An application for a new premises licence was submitted by Tesco Stores Limited on 17th October 2025. The application concerns Tesco Express at 106 Promenade, Cheltenham, Gloucestershire, GL50 1NB.
- 1.3 The application is made for the following licensable activities:

Supply of alcohol	Every Day	06:00 – 00:00
Late night refreshment	Every Day	23:00 – 00:00
- 1.4 The consultation period for the application begun on 17th October 2025 and ended on 14th November 2025.
- 1.5 During the consultation period for the application relevant representations were received. The authority is required to hold a hearing; have regard to the representations; and take such steps as below as is considered appropriate for the promotion of the licensing objections.
- 1.6 The authority may:
 - 1.6.1 **Grant the licence as applied for; or**
 - 1.6.2 **Grant the licence subject to modified conditions considered appropriate for the promotion of the licensing objectives; or**
 - 1.6.3 **Exclude from the scope of the licence any of the licensable activities to which the application relates; or**
 - 1.6.4 **Refuse to specify a person in the licence as the premises supervisor; or**
 - 1.6.5 **Reject the application.**
- 1.7 In determining the application, the authority must promote the licensing objectives, which are defined as follows in section 4(2) of the LA2003:
 - 1.7.1 **The prevention of crime and disorder;**
 - 1.7.2 **Public safety;**
 - 1.7.3 **The prevention of public nuisance; and**
 - 1.7.4 **The protection of children from harm.**

1.8 Implications

Legal

A sub-committee is required to discharge its duty and determine an application with a view to promoting the licensing objectives as outlined in section 1.7 of the report.

The applicant has a right of appeal where the authority:

- a) Rejects an application for a premises licence; or
- b) Imposes conditions on the licence; or
- c) Excludes a licensable activity or refusal of specifying a person as a premises supervisor.

A person who made relevant representations has a right of appeal where they contend:

- a) The licence ought not to have been granted; or
- b) That, on granting the licence, the authority ought to have imposed different or additional conditions; or
- c) That, on granting the licence, the authority ought to have excluded a licensable activity or refused to specify a person as a premises supervisor.

In all circumstances, an appeal is made to the magistrates' court within 21 days beginning with the day on which the appellant was notified of the decision of the authority.

Contact officer: One Legal

E-mail: legalservices@onelegal.org.uk

Tel no: 01684 272015

- 1.9 To aid Members in their determination, the following appendices are included with this report:

APPENDIX 1 – A copy of the original application.

APPENDIX 2 – A copy of the objections from members of the public.

2. Application (Tesco Express - 25/01957/PRMA)

- 2.1 Applicant: Tesco Stores Limited
- 2.2 Agent: N/A
- 2.3 Premises: 106 Promenade, Cheltenham, Gloucestershire, GL50 1NB

3. Representations

- 3.1 Two relevant representations were received from other persons, both of which are objections.
- 3.2 A copy of the two objections is attached at Appendix 2 of this report.

4. Policy considerations

- 4.1 Every five years, a licensing authority is required to determine and publish a policy with respect to the exercise of its licensing functions.
- 4.2 Members should familiarise themselves with Cheltenham Borough Council's *Licensing Policy Statement* in full, and [a copy is available online](#).
- 4.3 The policy seeks to outline the processes the authority will adopt in dealing with its functions under the LA2003, and does so in accordance with the following objectives:

- a) *Promote the four licensing objectives;*
- b) *Ensure that the premises are appropriate for their proposed use;*
- c) *Ensure that the premises layout and condition is acceptable for the proposed use;*
- d) *Ensure that the premises are being managed responsibly; and*
- e) *Promote the policy vision statement.*

4.4 For reference, the policy vision statement is as follows:

We want Cheltenham to be a safe and clean town that offers a greater diversity in the nighttime economy that is less focused on alcohol and protects the quality of life for residents.

4.5 The policy also seeks to promote the council's wider priorities, including that:

- *Cheltenham has a clean and well-maintained environment;*
- *Cheltenham has a strong and sustainable economy;*
- *Communities feel safe and are safe;*
- *People are able to lead healthy lifestyles; and*
- *Our residents enjoy a strong sense of community and are involved in resolving local issues.*

4.6 Whilst the policy should be used as the basis of consistent and transparent decision making, the overriding principle adopted by the authority is that each application must be determined on its own merits.

4.7 In doing so, Members must give equal importance to each of the four licensing objectives and should have regard to wider considerations affecting the area including littering, noise, street crime, and the capacity of infrastructure.

4.8 The applicant should be able to demonstrate compliance with all four of the licensing objectives.

Crime and disorder

4.9 The applicant should be able to demonstrate they have addressed factors that impact on crime and disorder, including:

- a) *Underage drinking;*
- b) *Drunkenness on premises;*
- c) *Public drunkenness;*
- d) *Drugs;*
- e) *Violent behaviour; and / or*
- f) *Anti-social behaviour*

4.10 Members should be confident the applicant has identified suitable and sufficient measures to deal with the factors outlined above.

Public safety

4.11 The applicant must be able to satisfy the authority that members of the public, and their staff, will be safe when visiting and working at the premises.

Public nuisance

4.12 Members can expect the applicant to outline the proposed steps to be taken to deal with the potential for public nuisance arising from the operation of the premises.

4.13 Applicants are expected to have included measures that:

- a) *Restrict the generation of noise within the premises and from activities associated with the premises in the vicinity, or from an open air site;*
- b) *Limit the escape of noise from the premises or open air site;*
- c) *Restrict noise emissions to below levels that could affect people in the vicinity going about their business, at work and when at home both while relaxing and while sleeping;*
- d) *Minimise and control noise from customers arriving at the premises, or open air site outside it and departing from it;*
- e) *Minimise and control noise from staff, contractors and suppliers and their activities;*
- f) *Minimise and control noise from vehicles associated with and providing services to the premises or open air site and their customers;*
- g) *Determine whether people standing or sitting outside premises are likely to cause obstruction or other nuisance;*
- h) *Whether the premises are under or near to residential accommodation;*
- i) *The hours of the sale of alcohol in open containers or food for consumption outside the premises;*
- j) *Measures to make sure that customers move away from outside premises when such sales cease;*
- k) *Measures to collect drinking vessels and crockery, cutlery and litter;*
- l) *The extent and location of areas proposed to be set aside for the consumption of food and alcohol drink and for smoking;*
- m) *Whether there is a need for door supervisors to prevent or to control customers congregating in outdoor areas to smoke, consume food or drink (whether supplied from the premises or not);*
- n) *Adequate measures to prevent the following arising from the proposed licensable activity that may cause disturbance to people in the vicinity:*
 - a. *Litter, smells, fumes, dust, smoke, or other emissions;*
 - b. *Street fouling;*
 - c. *Light pollution.*

4.14 Members should be mindful that noises can be particularly intrusive at night when ambient noise levels are lower. It is the authority's role, accordingly, to maintain a balance between the aspirations of the applicant and the needs of residents, other businesses, workers, shoppers, and visitors.

Protection of children from harm

4.15 Members must be satisfied that there are appropriate measures in place to protect children from harm.

4.16 It is an offence to sell alcohol to children; in this context, individuals under 18.

Core hours for licensable activities

4.17 Whilst the council will avoid arbitrary restrictions on licensing hours that undermine the principles of flexibility and each application being determined on its own merits, it believes that licensable activities operating within certain core hours will generally not have a harmful impact on the licensing objectives.

Type of premises	Commencement hour no earlier than	Terminal hour no later than
Off licence	09:00	23:00

4.18 The authority also recognises that alcohol led premises such as pubs, bars, and nightclubs, and off licences and hot food take away premises are more likely to be associated with crime and disorder and public nuisance than other premises such as seated restaurants.

4.19 Regardless, earlier closing times will result in less alcohol consumption and drunkenness and would also be consistent with the ability to disperse crowds from the town centre.

5. National Guidance

- 5.1 A licensing authority 'must ... have regard to' any guidance issued by the Secretary of State under section 182 of the LA2003.
- 5.2 The guidance considers each of the licensing objectives in detail, highlighting that they are of equal importance and that their promotion should be a paramount consideration at all times.

Crime and disorder

- 5.3 The authority should look to the police as the main source of advice on crime and disorder.
- 5.4 Where it is felt appropriate to impose conditions relating to the control of crime and disorder, they should be, by design, focussed on deterrence and prevention.
- 5.5 The presence of CCTV cameras, for example, can actively deter disorder, nuisance, anti-social behaviour and crime generally. The inclusion of radio links could also be considered an appropriate condition for those premises operating in town centre leisure areas to assist in facilitating a rapid response to any disorder.

Public safety

- 5.6 Licence holders have a responsibility to ensure the safety of those using their premises. As outlined in section 2.9, considerations should include:
- *Fire safety;*
 - *Ensuring appropriate access for emergency services such as ambulances;*
 - *Good communication with local authorities and emergency services;*
 - *Ensuring the presence of trained first aiders on the premises and appropriate first aid kits;*
 - *Ensuring the safety of people when leaving the premises (for example, through the provision of information on late-night transportation);*
 - *Ensuring appropriate and frequent waste disposal;*
 - *Ensuring appropriate limits on the maximum capacity of the premises; and*
 - *Considering the use of CCTV in and around the premises.*
- 5.7 Conditions related to public safety may also promote the crime and disorder objection highlighted above.

Public nuisance

- 5.8 When considering public nuisance, the licensing authority and responsible authorities should focus on the effect of the licensable activities at the specific premises on persons living and working in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise, light, odour and litter.
- 5.9 Within the LA2003, public nuisance retains its broad common law meaning, rather than a statutory meaning as in other pieces of legislation.
- 5.10 Where applications have generated representations, any appropriate conditions should normally focus on the most sensitive time periods, such as the night and early morning when residents in adjacent properties may be attempting to sleep or are sleeping.
- 5.11 As always, conditions should be appropriate and proportionate, and should be tailored to the type, nature, and characteristics of the specific premises and its licensable activities.

- 5.12 Beyond the immediate area surrounding the premises, public nuisance is a matter for the personal responsibility of individuals under the law – if they choose to engage in anti-social behaviour, they are accountable in their own right.

Protection of children from harm

- 5.13 The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes the harms associated directly with alcohol consumption, but also wider harms such as exposure to strong language and sexual expletives.
- 5.14 Licensing authorities and responsible authorities should expect applicants to set out the steps to be taken to protect children from harm.

Representations

- 5.15 Where representations are made in respect of an application under the LA2003, they must be relevant, insofar as they relate to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives.
- 5.16 Where relevant representations are received from a responsible authority, they should be the authority's main source of advice in relation to a particular licensing objective.
- 5.17 Determination should take into account any relevant representations and must be considered on a case-by-case basis. It should be evidence-based and justified as being appropriate for the promotion of the licensing objectives and proportionate for what it is intended to achieve.
- 5.18 Where it is felt appropriate to attach conditions to a premises licence, the authority must be satisfied that they promote one of the four licensing objectives.
- 5.19 It may be that no additional conditions will be appropriate to promote the licensing objectives.
- 5.20 However, where the applicant has proposed conditions in their operating schedule, it is not acceptable for the licensing authority to simply replicate the wording from the operating schedule. A condition should be interpreted in accordance with the applicant's intention and be appropriate and proportionate for the promotion of the licensing objectives.

6. Licensing Comments

- 6.1 Members must determine this application on its individual merits with a view to promoting the licensing objectives. These are:
- The prevention of crime and disorder;
Public safety;
The prevention of public nuisance; and
The protection of children from harm.
- 6.2 The consultation period attracted a total of two objections from interested parties. The relevant comments within the representations primarily relate to crime and disorder, public safety, and public nuisance.
- 6.3 Any content within the representations which relate to competition; planning; and other premises, however, should be disregarded by Members as these are not valid licensing concerns.

- 6.4 No comments were received from responsible authorities. Where public nuisance is concerned, Environmental Health should be considered the lead authority. Meanwhile, the police should be considered the main source of advice for crime and disorder.
- 6.5 Members may wish to note that there is an active Public Spaces Protection Order (PSPO) in Cheltenham which allows a constable or other authorised person to require a person to stop drinking alcohol, or hand over any containers believed to contain alcohol, when in a designated area. The designated area includes all of Imperial Gardens; Montpellier Gardens, and the entirety of the Promenade.
- 6.6 Of course, once individuals have left the area immediately surrounding the premises, their conduct is their own personal responsibility, not that of the premises.
- 6.7 In determining the application, the Committee must give weight to:
- The steps that are appropriate to promote the licensing objectives;
 - The representations (including supporting information) presented by all the parties;
 - S182 Guidance; and
 - Its own statement of licensing policy.
- 6.8 In considering this case on its own merits, Members should have regard to the adopted Probity Guide.

Background Papers

Service Records

[Licensing Act 2003](#)

[Revised Guidance issued under section 182 of the Licensing Act 2003](#)

[Cheltenham Borough Council's Licensing Act 2003 Licensing Policy Statement](#)

Report Author

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Appendix List

APPENDIX 1 – A copy of the original application.

APPENDIX 2 – A copy of the objections from members of the public.

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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 Tesco Stores Limited

(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
Tesco Express, 106 Promenade, Cheltenham, GL50 1NB			
Post town	Cheltenham	Postcode	GL50 1NB
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£ Unrated - Property is not on the VOA yet. The site is being redeveloped. Payment made in Band C for premises under construction.	

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | | |
|----|--|-------------------------------------|-----------------------------|
| a) | an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual * | | |
| | i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| | ii as a partnership (other than limited liability) | <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 ☐ 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):

We are 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		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)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
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
Tesco Stores Limited
Address
Tesco House, Shire Park, Kestrel Way, Welwyn Garden City, Hertfordshire, AL7 1GA
Registered number (where applicable)
00519500
Description of applicant (for example, partnership, company, unincorporated association etc.)
Private Limited Company
Telephone number (if any)
██████████
E-mail address (optional)
████████████████████

Part 3 Operating Schedule

When do you want the premises licence to start?

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

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

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

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

Retail premises (supermarket) selling a range of goods and services. This includes the sale of alcohol for consumption off the premises. Sales of alcohol for consumption off the premises are made from the supermarket sales floor as shown on the enclosed plan.

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

N/A

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Fri					
Sat					
Sun					
			<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 6)		

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Fri					
Sat					
Sun					
			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 (please read guidance note 6)		

C

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

D

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

E

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

F

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

G

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

H

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

I

Late-night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late-night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	23:00	00:00			
Tue	23:00	00:00	<u>State any seasonal variations for the provision of late-night refreshment</u> (please read guidance note 5)		
Wed	23:00	00:00			
Thur	23:00	00:00	<u>Non-standard timings. Where you intend to use the premises for the provision of late-night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri	23:00	00:00			
Sat	23:00	00:00			
Sun	23:00	00:00			

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	06:00	00:00			
Tue	06:00	00:00			
Wed	06:00	00:00			
Thur	06:00	00:00			
Fri	06:00	00:00			
Sat	06:00	00:00			
Sun	06:00	00:00	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 Mr. Steven Nicholas Andrzejuk	
Date of birth	■■■■■
Address	
■■■■■	
Postcode	■■■■■
Personal licence number (if known)	
■■■■■	
Issuing licensing authority (if known)	
■■■■■	

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).

N/a

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	06:00	00:00	<p><u>Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)</p>
Tue	06:00	00:00	
Wed	06:00	00:00	
Thur	06:00	00:00	
Fri	06:00	00:00	
Sat	06:00	00:00	
Sun	06:00	00:00	

M

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

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

Tesco is a large national operator with a range of head office and local support. The company has devised policies, procedures, systems, and training to ensure that they sell alcohol in a responsible manner.

There is a detailed programme which ensures that comprehensive training is provided to employees having regard to their role and the responsibilities and such training is regularly reviewed, and records kept.

b) The prevention of crime and disorder

We will have a digital CCTV system that covers the premises, including the main area which will be used for display of alcohol. Images will be retained for 31 days.

A member of the management team will be on the premises all the time the store is open. This colleague will have responsibility for the premises and will be the initial point of contact for any issues that may arise.

c) Public safety

The premises licence holder is fully aware of its responsibilities under a range of health and safety related legislation and has policies and procedures in place to be confident of complying with the relevant obligations which arise.

d) The prevention of public nuisance

The company has a “good neighbour” ethos which seeks to ensure that the premises plays an active part in the local community.

e) The protection of children from harm

The premises will operate a Think 25 policy. The checkouts will be programmed to prompt the customer assistant when an alcohol product is scanned at the checkout to follow the Think 25 policy.

All colleagues will receive training in relation to the underlying law and Tesco policy, systems, and procedures. This training will be documented, and refresher training will be provided on a regular basis.

Checklist:

Please tick to indicate agreement

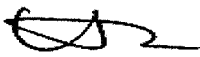

- I have made or enclosed payment of the fee. ☒
- I have enclosed the plan of the premises. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I have enclosed the consent form completed by the individual I wish to be designated premises 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 or my share code issued by the Home Office online right to work checking service (please read note 15). ☐

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

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

Part 4 – Signatures (please read guidance note 11)

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

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). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	17/10/2025
Capacity	 Licensing Manager Duly authorised agent, for and on behalf of Tesco Stores Limited

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)			
Tesco Licensing Team,			
Shire Park, Kestrel Way,			
Post town	Welwyn Garden City	Postcode	AL7 1GA
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Objector #1

I object to the application by Tesco Stores Ltd to sell alcohol and other refreshments indoors and the sale of alcohol off premises from 0600 to midnight seven days a week, as set out in the retailer's application.

An off-licence in this area would encourage crime and disorder and threaten public safety. The well-recognised tendency for purchasers of alcohol to drink their bottles and cans as soon as they can, and as close to the point of sale as they can, will inevitably threaten public safety in this part of the Prom.

There is also a risk of drinkers becoming a public nuisance, particularly after dark. It takes very little imagination to foresee that Neptune's Fountain - a celebrated local landmark opposite 106 Promenade - would soon be colonised by inebriated drinkers by day and night; the waters of the fountain itself would soon be full of cans and bottles. What is currently an attraction for visitors would soon become a no-go area, particularly for families with children.

This risk of public disorder is especially acute at Imperial Gardens and Montpellier Gardens nearby. Very cheap alcohol sold to the public by Tesco, especially by the retailer itself through its special offers, will be carried and drunk in both locations, with empties left scattered about each park. Neither Imperial Gardens or Montpellier Gardens will be safe at night if Tesco's licence is granted and cheap alcohol can be bought a few hundred meters away and drunk by crowds of people sitting on the grass. Alcohol is currently available at bars and restaurants in both locations, but the prices place a limit on excessive drinking; this will no longer apply once Tesco Express arrives and people realise they can buy its cheap booze and carry it round for an evening's partying in the parks. The noise and disturbance to local residents is obviously a factor when considering this application.

The arrival of a downmarket retailer such as Tesco Express in what is traditionally one of the county's most upmarket shopping streets probably spells the end of the Prom's upmarket status. For evidence, consider the presence of a Tesco Express next to John Lewis in the High Street. The clash of retailing cultures has been hugely damaging to John Lewis. The constant rough sleepers outside Tesco Express, the filthy pavement, the litter everywhere and numerous Big Issue sellers and noisy buskers. It's almost unbelievable that the Council and Cheltenham Civic Society think a Tesco Express is acceptable in the Prom.

Objector #2

I feel that the licence as described is inappropriate for several reasons:

- At a time when central government are taking measures to assist the currently struggling hospitality industry, (including being more flexible about licensing hours), the issuing of such a licence in the centre of Cheltenham will surely disadvantage existing pubs, restaurants, wine-bars, etc. which are vital contributors to Cheltenham's economy.
- The proximity of the outlet to Imperial Gardens will sure increase numbers trying to drink in the park. This will put pressure on police and also disadvantage Cheltenham Trust's Garden Bar and related facilities which are – by contrast - in keeping with the surroundings and vital to the Trust's financial wellbeing (to which CBC contributes).
- Tesco's low prices will potentially encourage students and other young people to buy alcohol either more frequently or in larger quantities. Will the shop be provided with sufficient and suitably experienced staff to police self-check-out machines and deal with any arguments which arise.
- Based on the experience of the Montpellier Coop convenience stores can become targets for alcohol-related shop-lifting – are the police prepared to deal with this. In addition, the Promenade has a concentration, particularly late at night, of people who appear to be homeless, some of whom appear to have alcohol-related issues.
- Have Tesco sought planning permission in relation to their signage and fascia in this conservation area?
- There is no indication that the alcohol sales will be restricted to start at 10am on Sundays, as is the case for nearby outlets such as Marks & Spencer.
- I have never heard of Tesco operating what appears to be a late-night bar. Have they provided details of other examples, including how it will be staffed and monitored so it does not burden the police or result in increased anti-social behaviour. And why are the hours for this so late? Will they employ a 'bouncer' as most outlets do late at night in the area?
- The store is right on the main pedestrian route from the centre of town to the Racecourse – are the police prepared to monitor increased alcohol-related anti-social behaviour on the route? Are the Racecourse prepared to increase alcohol searches on entry?
- The need for a convenience store near the Prom is not proven as one which opened near Rymans closed after a relatively short time. The area is well served for grocery shops, including by Tesco's own shop at the Brewery, M&S, Sainsburys and others.
- Given this, is this perhaps a trial site for the 'late-night bar' offering? If this is the case, the area is also well-served for pubs, bars, etc. – almost to saturation point and the extent that some people walking home from theatres, cinemas, etc., sometimes already feel at risk.

I urge the Licensing Department and Councillors to turn down this application for all – or even some – of the above reasons.