

NOTICE OF MEETING

MEETING	LICENSING ACT 2003 COMMITTEE
DATE:	TUESDAY 16 JUNE 2009
TIME:	10.00 am
VENUE:	BOURGES/VIERSEN ROOMS, TOWN HALL
CONTACT:	<i>Gemma George</i> <i>Telephone: 01733 452268</i> <i>e-mail address gemma.george@peterborough.gov.uk</i>
<i>Despatch date:</i>	<i>8 June 2009</i>

AGENDA

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2. **Declarations of Interest**
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MEMBERS OF LICENSING ACT 2003 COMMITTEE

Councillors: H Newton (Chairman), R Dobbs (Vice-Chairman), P Thacker, D Morley, N Khan, C W Swift, B Saltmarsh, J Peach, G Murphy and G Nawaz

Minutes of a meeting of the Licensing Act 2003 Sub Committee held at the Town Hall,
Peterborough on Wednesday 2 July 2008 at 1.00pm

Members Present Councillors Lowndes (Chairman), Hiller and Swift

Officers Present Darren Dolby Licensing Enforcement Officer
 Amy Brown Solicitor – Legal Advisor to the Committee
 Lindsay Tomlinson Clerk to the Committee

1. Application for a Review of the Premises Licence for Bogart's Wine Bar – 17 North Street, Peterborough, PE1 2RA

During her opening statement the Chairman advised all present of the procedure to be followed. There were no apologies for absence, no declarations of interest and no objections were made to any of the Members of the Sub Committee taking part in the Hearing.

There were no objections to the recommended 10 minute speaking

List of speakers:

Responsible Authority

PC Ifor Maddox Cambridgeshire Constabulary

Licensee

Mr Thomas Mellilo Licensee – Bogart's Wine Bar

The Licensing Enforcement Officer introduced the report to the sub-committee and informed members that the review of the premises licence had been requested by Cambridgeshire Constabulary because of underage sales of alcohol.

A mediation meeting had taken place on 13 June 2008 and Mr Mellilo had agreed to the recommendations in the review application.

PC Maddox presented the case for Cambridgeshire Constabulary. He confirmed that a test purchases had been carried out at the premises on 7 March 2008 and volunteers under the age of 18 had been allowed to purchase alcohol. The seller of the alcohol had later been interviewed and issued with a Public Notice for Disorder (PND) for the offence of selling alcohol to an underage person. Mr Mellilo, as designated premises supervisor, was currently under investigation for the offence of allowing alcohol to be sold to an underage person.

Mr Mellilo stated that the person selling the alcohol had made a genuine mistake and had now resigned. Mr Mellilo apologised for the incident and said that as designated premises supervisor he had made a point of instilling into the staff the need to always ask for proof of identification. The premises were now closed indefinitely because of a lack of business.

The sub-committee retired to consider the application.

RESOLVED:

1. To suspend the licence for a period of three months
3. To impose the following additional conditions:
 - A personal licence holder will be on the premises at all times that alcohol is available for sale
 - A comprehensive training package will be delivered to all staff regarding underage sales. This training will be recorded and will be made available to an authorised officer of the local authority or of Cambridgeshire Constabulary.

Reasons for the Decision:

In view of the findings of fact and submissions made, the sub-committee is satisfied on a balance of probability and considering all the circumstances, including the conditions imposed, that the suspension of the premises licence for a period of three months is necessary to ensure compliance with the licensing objectives as it will enable the licensee to put in place a comprehensive training package.

In coming to its decision, the Sub Committee had regard to Peterborough City Council's Statement of Licensing Policy and the National Guidance.

CHAIRMAN
1.00pm – 2.00pm

Minutes of a meeting of the Licensing Act 2003 Sub Committee held at the
Town Hall, Peterborough on Monday 28 July 2008 at 9.30am

Members Present Councillors Thacker (Chairman), Morley & Swift

Officers Present Terri Martin Licensing Enforcement Officer
 Jane Bosworth Licensing Enforcement Officer
 Amy Brown Solicitor – Legal Advisor to the Committee
 Lindsay Tomlinson Clerk to the Committee

Application for a New Premises Licence – 27 Oakleigh Drive, Orton Longueville, Peterborough, PE2 7BG

During her opening statement, the Chairman advised all present of the procedure to be followed.

There were no declarations of interest and no objections were made to any of the Members of the Sub Committee taking part in the Hearing. All parties confirmed that they had received the report and the procedure.

List of speakers:

Applicant

Mrs K Kaur Applicant
Mr Desi Applicant's husband
Mr Simon Milburn Solicitor representing the applicant

Interested Parties

Cllr Sheila Scott Ward member representing a number of local residents

The Licensing Enforcement Officer informed the sub-committee that the application was for a new Premises Licence for 2 Oakleigh Drive, Orton Longueville, Peterborough made by Mrs K Kaur. The application was for opening hours of 9am to 10pm Monday to Sunday and for the sale of alcohol for consumption off the premises from 9am to 10pm Monday to Sunday.

Representations from eleven interested parties and a petition with 28 signatories had been received in respect of all four licensing objectives: Prevention of Crime & Disorder; Prevention of Public Nuisance; Protection of Children from Harm and Public Safety. No representations had been received from any Responsible Authority

Mr Milburn advised the sub-committee that the applicant's husband had run the premises as a motor spares shop for 25 years. The applicant and her family lived in the area and were therefore aware of local problems and sympathetic to local community needs. The applicant had previous experience of running an off licence and this was the reason for her applying for the licence rather than her husband. The proposed off licence would be a family run

business with the applicant and her husband being present most of the time along with other family members. Alcohol would be kept behind the counter in the shop and sales would be done personally. Strict measures would be put in place for example a challenge policy, incident book for refusals of alcohol sales, CCTV inside and outside the premises and staff training records would be kept. In response to a question Mr Milburn confirmed that Mrs Kaur would be in day-to-day control of the premises.

Councillor Scott spoke on behalf of a number of local residents who had made representation. The objections arose from the history of the site and alcohol related problems that had arisen a few years previously, for example broken glass, graffiti, drunkenness and fighting. The problems had been so serious that a Designated Public Places Order had been put in place. There were a number of elderly people living close to the premises and they were extremely worried about the effect of allowing sales of alcohol in the area.

Mr Milburn advised the sub-committee that in view of the objections and concerns of local residents the applicant was willing to reduce the hours for the sale of alcohol from 9am until 10pm to 9am until 9pm. Councillor Scott responded that she was grateful for the concession but still felt that the hours were too long.

The sub-committee retired to consider the application.

RESOLVED

The sub-committee unanimously agreed to grant the New Premises Licence subject to the hours for the sale of alcohol being limited to 10am until 2pm and 6pm until 9pm, and to the conditions as set out in the report and additional conditions imposed by the sub-committee.

The Hours of operation of this Licence would therefore be:

Hours premises are open to the public

Monday to Sunday 9.00am until 10.00pm

Sale of alcohol for consumption off the premises

Monday to Sunday 10.00am until 2.00pm
6.00pm until 9.00pm

Conditions detailed in paragraph 7 on page 3 of the committee report:

Prevention of crime and disorder

- Video / CCTV equipment shall be installed inside / outside the premises and maintained in working order.
- Video / CCTV equipment will be set to record from the time that the premises open to the public until the premises close and all members of the public have left.
- Digital images shall be retained for at least one month and shall be produced to an authorised officer on demand.
- Notices advising that CCTV has been installed on the premises shall be posted up so that they are clearly visible to the public within the licensed premises.

Public safety

- A fire risk assessment conforming to the Regulatory Reform (Fire Safety) Order 2005 (as amended) will be completed and be available for inspection by an authorised officer.

The prevention of public nuisance

- Prominent, clear and legible notices at all exits shall be displayed on the premises requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.

The protection of children from harm

- New staff to receive training in respect of age restricted sales and all staff to receive regular training no less than every six months and the record to be documented and made available for inspection by an authorised officer.
- The 'Challenge 21' initiative to prevent sales of alcohol to persons under 18 years of age will be implemented at the premises.
- Signage will be prominently placed within the premises advertising the fact that the premises operate the 'Challenge 21' initiative.
- A log book will be provided for all staff to record all incidents. This book will be made available to any authorised officer upon request.

Additional conditions imposed by the sub-committee:

- Alcohol sales to be restricted to the hours of 10am to 2pm and 6pm to 9pm
- Alcohol not to be visible to the public during the hours that sales are prohibited
- Appropriate signage to be displayed within the shop to advise customers of the Designated Public Places Order

Reasons for the decision:

In making their decision and in view of the findings of fact, the sub-committee was satisfied on a balance of probability and considering all the circumstances that the proposed and additional conditions imposed were necessary and proportionate to promote and safeguard the four licensing objectives.

In coming to its decision, the Sub- Committee also had regard to Peterborough City Council's Statement of Licensing Policy and the National Guidance, in particular, those sections highlighted at paragraphs 8.2 and 8.3 of the committee report.

9.30am to 11.00am
Chairman

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Inspector Maddox referred to previous incidents involving alcohol that had been stored at the back of the shop and priced when there was no licence in place for the sale of alcohol and an incident relating to counterfeit and duty free tobacco which was voluntarily surrendered to officers.

Mediation had since taken place and a number of suggested conditions had been agreed between the DPS and Cambridgeshire Constabulary. The DPS had also offered a one month suspension of the licence to allow for the conditions to be implemented.

The sub-committee retired to consider the application.

RESOLVED:

To revoke the premises licence.

Reasons for the Decision:

In view of the findings of fact and submissions made, and having regard to the comments made by the responsible authorities the sub-committee was satisfied on a balance of probability and considering all the circumstances that the decision to revoke the licence was proportionate and appropriate in view of the nature of the alleged offence.

In coming to its decision, the Sub Committee had regard to Peterborough City Council's Statement of Licensing Policy and the National Guidance.

CHAIRMAN
1.00pm – 2.15pm

The solicitor acting for the applicant stated that issues relating to noise nuisance prior to the current tenant taking over the premises should be disregarded. The new tenant had worked hard to turn things around and since then there had been no complaints about noise. The tenant felt that he had earned the right to expand his business and was therefore asking for an extra hour most days of music and an extra half hour for the sale of alcohol so as to be able to compete with other venues. Mr Rathore referred to guidance which said that local authorities should support the development of live music in communities and should avoid measures which deter live music and dancing. Referring to a recent High Court decision he stressed that the decision needed to be based on real evidence and not on speculation about possible complaints and problems.

Chris Allen spoke on behalf of the responsible authority and raised concerns about extending the finish times for amplified music from 11pm to midnight because of weaknesses in the acoustic integrity of the building and its close proximity to noise sensitive premises. He referred to DCMS guidance about public nuisance and what steps should be taken to prevent it. The guidance stated that there should be no noise between 23.00 and 7.00 where there are noise sensitive premises.

Mr Allen stated that the applicants had not proposed any measures to improve the acoustic integrity of the building and therefore the most effective way of minimising noise nuisance to the public was by controlling the permitted hours.

The sub-committee retired to consider the application.

RESOLVED

To grant the application for a variation to the licence in the terms applied for with the exception of the hours for the playing of live and recorded music being amended to 9.00am to 11.00pm Sunday to Thursday and 9.00am to midnight Friday and Saturday and subject to the additional conditions as agreed during mediation between the applicant and the responsible authority.

CONDITIONS AGREED DURING MEDIATION:

- The licensee or nominated person shall take reasonable steps to prevent and control noise nuisance caused by persons using the Licensed Premises and also take reasonable steps to ensure patrons and visitors arrive and depart from the premises in a manner which will not cause annoyance to nearby residents.
- Prominent, clear notices shall be displayed at all exits and in the beer garden and any smoking shelters/areas requesting customers and staff to respect the needs of local residents at all times, and to leave the premises and the area quietly.
- The Designated Premises Supervisor or a nominated representative shall receive and respond to complaints throughout the duration of noisy events and keep a permanent log of these which shall be made available to officers of the Licensing Authority if requested.
- All external doors and windows shall be kept closed in all rooms (including the sound lobby) where events involving regulated amplified music or speech are taking place, except for access, egress and in cases of emergency.
- All external doors and windows shall be kept closed in all rooms (including the sound lobby) where events involving live acoustic music are taking place, except for access, egress and in cases of emergency.
- No music or speech shall be relayed via external speakers other than for events with the prior approval of the licensing authority.

- The Designated Premises Supervisor or a nominated representative shall undertake routine monitoring to ensure that external levels of music noise are not excessive and take appropriate action where necessary to prevent causing a nuisance to nearby residents.
- Reasonable steps shall be taken to prevent litter and where identified it shall be regularly cleared from the vicinity of the premises. Litter includes cigarette ends and a suitable receptacle to dispose of these shall be provided at the main access and egress points of the premises.

Reasons for the decision:

In making their decision and in view of the findings of fact, the sub-committee was satisfied on a balance of probability and considering all the circumstances that the proposed and additional conditions imposed were necessary and proportionate to promote and safeguard the four licensing objectives.

In coming to its decision, the Sub- Committee also had regard to Peterborough City Council's Statement of Licensing Policy and the National Guidance, in particular, those sections highlighted at paragraphs 8.2 and 8.3 of the committee report.

1.30pm to 3.45pm
Chairman

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Mr Azeem declared that he had received a previous conviction for underage sales of alcohol, and that he had learned a lot from the experience and measures had been put into place within his current premises to combat any future problems, including fully training his staff, implementing challenge 21 and underage refusals. The sub-committee was informed that the area surrounding the proposed site already had 12 to 14 other shops trading there, it was not a residential area and was generally very quiet with no other excessive alcohol sales in the area. Mr Azeem stated that his current premises were situated close to a school and up to 40 children per day would frequent the premises. Mr Azeem advised the sub-committee that he was experienced in dealing with the local children and he had built up relationships with all of his customers.

Mr Azeem highlighted to the sub-committee that CCTV would be maintained and each tape kept for two weeks, this would help to keep any crime to a minimum as CCTV advertising would be on show around the premises. No alcohol would be consumed on the premises and the challenge 21 initiative would be taken very seriously with id requested regularly and advertising placed all around the premises. Mr Azeem further stated that he would be happy to reduce the hours requested down to 23.00 instead of 24.00 (midnight) as he did not wish for anybody living in the vicinity of the premises to be disturbed in any way.

Mrs Hema Patel spoke on behalf of the local residents group (MANERP) and raised several points of concern surrounding the addition of another licensed premises in the area. These concerns included the possibility of an increase in anti social behaviour in the area, along with the possibility of an increase in drink related offences and higher underage sales of alcohol and tobacco. Mrs Patel further highlighted that there were already a considerable number of licensed premises in the vicinity, and an increase would lead to more noise in a heavily populated area. Local residents did not feel that another licensed premises was necessary and overall would have a detrimental affect on the area.

The sub-committee retired to consider the application.

RESOLVED

The sub-committee unanimously agreed to grant the New Premises Licence subject to the conditions as set out in Paragraph 7 on page 3 of the committee report and to the following additional condition imposed by the sub-committee:

- Alcohol sales to be restricted to the hours of 10.00 to 14.00 and 18.00 to 23.00

The Hours of operation of this Licence would therefore be:

Hours premises are open to the public

Monday to Sunday 08.00 until 24.00

Sale of alcohol for consumption off the premises

Monday to Sunday 10.00 until 14.00
18.00 until 23.00

Conditions detailed in paragraph 7 on page 3 of the committee report:

Prevention of Crime and disorder

- i) Video / CCTV equipment shall be installed inside the premises and maintained in working order.
- ii) Video / CCTV equipment will be set to record from the time that the premises open to the public until the premises close and all members of the public have left.

- iii) Digital images shall be retained for two weeks and shall be produced to an authorised officer on demand.
- iv) Notices advising that CCTV has been installed on the premises shall be posted up so that they are clearly visible to the public within the licensed premises.
- v) No alcohol shall be consumed on the premises.
- vi) Any grills and / or alarms installed at the licensed premises shall be maintained in working order.

Prevention of Public Nuisance

- i) The premises licence holder shall be responsible for prevention and disposal of waste on the frontage of the premises and make provision for the emptying of litter bins in the vicinity of the premises.

Protection of Children from Harm

- i) The 'Challenge 21' initiative to prevent sales of alcohol to persons under 18 years of age will be implemented at the premises.
- ii) Signage will be prominently placed within the premises advertising the fact that the premises operates the 'Challenge 21' initiative.

Additional conditions imposed by the sub-committee:

- Alcohol sales to be restricted to the hours of 10.00 to 14.00 and 18.00 to 23.00

Reasons for the decision:

In view of the findings of fact, the sub-committee is satisfied on a balance of probability and considering all the circumstances, including the conditions imposed, that the requested application would not create public nuisance, increase crime and disorder or expose children to harm.

In coming to its decision, the Sub- Committee also had regard to Peterborough City Council's Statement of Licensing Policy and the National Guidance, in particular, those sections highlighted at paragraphs 9.2 and 9.3 of the committee report.

2.30pm to 4.30pm
Chairman

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Interested Parties

Cllr Fran Benton

On behalf of local resident, Jenny Gardner

The Regulatory Officer informed the sub-committee that the application was for a variation to the Premises Licence for Ebeneezers, Grove Street, Peterborough made by Mr. John Beddows. The application was:

- to allow the sale of alcohol between the hours of 11.00 to 02.00 Monday to Thursday, 11.00 to 04.00 Friday and Saturday and 11.00 to 00.00 (midnight) Sunday;
- to allow the service of hot food and drink between the hours of 23.00 to 04.00 Friday and Saturday;
- to allow adult entertainment at the premises;
- to allow the showing of films between the hours of 19.00 to 01.00 Friday, 11.00 to 01.00 Saturday and 11.00 to 00.00 (midnight) Sunday;
- to allow live and recorded music to be played between the hours of 19.00 to 04.00 Friday and Saturday, 12.00 to 00.00 (midnight) Sunday;
- to allow the performances of dance between the hours of 19.00 to 04.00 Friday and Saturday and 19.00 to 00.00 Sunday.
- To remove and replace conditions & embedded restrictions upon the licence.

Representations from eight interested parties had been received in respect of the two relevant licensing objectives: Prevention of Crime & Disorder and Prevention of Public Nuisance. Representation had also been received from PC Ifor Maddox, Northern Licensing Officer, Cambridgeshire Police.

Mr Beddows advised the sub-committee that only members of the club and their guests were admitted to the premises and that, if already drunk, would not be permitted entry. Members of the sub-committee were advised that double glazing windows and doors, along with thick walls offered protection from noise to the surrounding area and that the outside smoking area was monitored and checked regularly to ensure any noise was controlled. Mr Beddows advised that the application for Adult entertainment at the premises was in response to a previous rejection received when a request for a 'hen night' had been received from a member of staff. There had not been a high demand for this and he anticipated that hen or stag nights would only take place occasionally. The sub-committee was advised that the sale of food was to try to retain customers who had requested food towards the end of the night. This would also ensure that people were not walking through residential areas to get to other food outlets. Live music would finish at 00.00 when an in-house disco could provide further music entertainment.

Following questions from the sub-committee, Mr Beddows advised the following points:

- The club has about 600 users
- No complaints have been received from nearby residents
- There has been no trouble involving the Police in fourteen years
- The private films would be home videos for birthdays and also some old Peterborough United football matches
- People would go outside to smoke later in the night as that is the only place to smoke
- No glasses or bottles are allowed off the premises and I [Mr Beddows] clean the car park and surrounding area.
- Children must be accompanied and over 12 years old after 19.00.

PC Ifor Maddox spoke as the local Responsible Authority. PC Maddox confirmed that there had been no call outs for Police Officers to the premises although 2 reports of noise had been reported to and dealt with by the local community Police Officer. PC Maddox raised

concerns about the hours applied for, claiming that it could lead to noise and disturbance later into the night in a residential area and could lead to Police resources being diverted from the city centre. The sub-committee was advised that later drinking hours often led to increased numbers of calls to the Police. The main concerns raised by PC Ifor Maddox to the variation application was the increase in drinking hours available and the subsequent lateness that people would be exiting the premises into a residential area.

Councillor Benton addressed the sub-committee on behalf of a local resident, Mrs Gardner. The sub-committee adjourned until it was clarified whether Councillor Benton could speak as a Ward Councillor and on behalf of Mrs Gardner.

The sub-committee reconvened.

Councillor Benton was advised that she could not speak as a Ward Councillor as neither she, nor either of the other Ward Councillors, had made a representation against the application and therefore, could only speak on behalf of Mrs Gardner as Mrs Gardener had made the representation.

Councillor Benton read a letter from Mrs Gardner and highlighted the concerns with the application. Mrs Gardner had raised concerns about the extended hours leading to increase in noise later into the night, especially in the summer months. The sub-committee were advised that Mrs Gardner had had to install air conditioning as in the summer she could not open her windows as the noise was too disturbing. Mrs Gardner was also concerned about the content of the films that could be shown especially as hen and stag parties were applied for too. The sub-committee was advised that there were already 6 other public houses in the area along with 5 takeaways nearby. Mrs Gardner felt that the extension to the hours would not only lead to more people leaving the premises later into the night but would involve more cars and taxis leaving and their subsequent noise too; the smoking area outside would also be used later and the noise emanating from there would continue later.

Mr Beddows advised the sub-committee that in view of the objections and concerns of local residents he would consider removing the application for adult entertainment. PC Maddox confirmed that his main concern was the lateness of the opening and the sale of alcohol hours applied for. Cllr Benton raised concerns that for one person, there would be too much to control to ensure that noise and disruption was kept to a minimum level. Mr Beddows closed by advising that there had been no incidents of trouble in fourteen years of his tenancy.

The sub-committee retired to consider the application.

RESOLVED

The sub-committee unanimously agreed to grant the variation to the Licence subject to:

- the hours for the sale of alcohol being limited between 11.00 and 03.00 Friday and Saturday;
- the service of hot food and drink between the hours of 11.00 and 02.30 Friday on Saturday;
- allow live and recorded music to be played between 19.00 and 03.00 Friday and Saturday;
- allow the performance of dance between 19.00 and 03.00 on Friday and Saturday until 9pm.

Subject to the above conditions, the applicant's proposed conditions as contained in Appendix E of the committee report and the mediated conditions as contained in Appendix F

of the committee report, the variation would be permitted as applied for in paragraph 3 of the report.

Reasons for the decision:

In making their decision and in view of the findings of fact, the sub-committee was satisfied on a balance of probability and considering all the circumstances, including the conditions imposed, that the requested variation with the amendment to the hours would not create additional public nuisance or additional crime and disorder.

In coming to its decision, the sub-committee also had regard to Peterborough City Council's Statement of Licensing Policy and the National Guidance, in particular, those sections highlighted at paragraphs 8.2 and 8.3 of the committee report.

CHAIRMAN
9.30 - 11.20 am

The Licensing Enforcement Officer informed the sub-committee that the application was for a Review of the Premises Licence for The Cross Keys, 279 Oundle Road, Peterborough. The application submitted by Ms Laura Bradley of the Peterborough City Council Pollution Control Team, a Responsible Authority, related to the prevention of public nuisance licensing objective.

No further representations had been received.

Laura Bradley presented the case for the Peterborough City Council Pollution Team to the sub-committee. She stated that there had been ongoing noise complaints received by both telephone and e-mail. Noise monitoring had been conducted on weekend evenings when live music was being played and it was witnessed that this music was plainly audible in the surrounding residential areas. Officers who witnessed the excessive noise levels deemed it to be a statutory nuisance and subsequently on the 30th July a noise abatement notice was served on the premises. This was not appealed. Advice and assistance had been offered but was not taken up. On the 6th August a final attempt at mediation was carried out in which it was suggested that live music be postponed for three weeks, however the mediation was unsuccessful. After four months there had been ample opportunities to agree but there had been no success.

However, Laura Bradley stated that further mediation had recently been undertaken. This was to include a three month suspension of live music whilst improvement works to the premises which had been highlighted could be rectified to reduce the level of outbreak of noise from live music. All works would be monitored and further reports would be provided. The removal of condition 91 from the licence would also be implemented and also the inclusion of the recommended conditions.

Mr C R Hobbs spoke on behalf of Kelly Taverns and stated that there had clearly been problems at the property with live music and changing the designated premises supervisor was never going to solve the problem, even with the windows and doors shut the premises was still not suitable. Mr Mark Johnson, the designated premises supervisor was not aware that there had been a noise abatement notice served on the premises, and since the previous meeting no live music events have happened at the premises. However there had been discos held but the disco area had been moved away from the front of the premises. People had now been moved to the area outside the back of the premises instead of outside the front spilling out onto the street. Many problems had already been identified and resolved and it showed that Mr Johnson was addressing the situation as were Kelly Taverns.

The three months suggested suspension would allow the works highlighted to be completed to satisfactory levels and if the improvements were not to satisfaction then it would have to be agreed that live music would not be acceptable at the premises.

The sub-committee retired to consider the application.

RESOLVED

The sub-committee unanimously agreed:

- to modify and vary the conditions of the premises licence
- to exclude a licensable activity from the scope of the licence

The decision noted above is subject to the following conditions:

- To exclude live music from the scope of the licence for a period of 3 months

- To carry out the works proposed in the letter dated 9th October 2008 from AGS Noise Control Ltd within the next 3 months and to the standard specified.
- To install self closing doors to the front of the premise within the next 3 months
- To remove condition 91 of the licence
- To vary condition 87 to – Requests made by a responsible authority shall be complied with as soon as practicable. In addition to any restriction specified in the Operating Schedule to the licence the holder of the premises licence shall implement requests regarding control to be exercised over music at all times when the premises are open to the public
- To vary condition 92 to – all external doors and windows including both lobby doors must be kept closed, other than for access and egress, in all rooms when events involving amplified music or speech are taking place

Additional conditions proposed by the Responsible Authority:

Noise Limits

- Between 07.00 and 23.00 the noise from the premise shall be just audible at 1 metre outside the window of any property in the vicinity when live or recorded music is being played
- Between 23.00 and 07.00 the noise from the premise shall be inaudible at 1 metre outside the window of any property in the vicinity when live or recorded music is being played

Inaudibility will be defined as follows:

“The noise maybe considered not audible or inaudible when it is at a low enough level such that it is not recognisable as emanating from the source in question and it does not alter the perception of the ambient noise environment that would prevail in the abs cense of the source in question” (institute of acoustics 2003).

- Note: the above noise limits are to be regarded as maximum allowable levels and should not be used as the sole determining factor for the appropriate setting of noise levels or of a noise limiter.
- Prominent, clear notices shall be displayed at all exits and in the beer garden requesting customers to use the smoking area provided.
- The designated premises supervisor or a nominated representative shall receive and respond to complaints throughout the duration of all noisy events.
- Noise assessments shall be undertaken at least once an hour during each event involving amplified music and also following receipt of a noise complaint.
- Noise monitoring results and complaints received shall be recorded and retained, including any actions taken in response to complaints and monitoring.

Reasons for the decision:

In view of the findings of fact, the sub-committee is satisfied on a balance of probability and considering all the circumstances, including the conditions imposed, that the requested review of Premises Licence would not create public nuisance.

In coming to its decision, the Sub- Committee also had regard to Peterborough City Council's Statement of Licensing Policy and the National Guidance, in particular, those sections highlighted at paragraphs 6.2 and 6.3 of the committee report.

CHAIRMAN
9.30 - 11.30 am

Minutes of a meeting of the Licensing Act 2003 Sub-Committee held at the Council Chamber
- Town Hall
on 4 December 2008

MEMBERS PRESENT:

Councillors P Hiller (Chairman), H Newton, Y Lowndes and C W Swift (sub)

OFFICERS PRESENT:

Alex Daynes, Cabinet Officer
Amy Brown, Solicitor
Terri Martin, Regulatory Officer

1. Apologies

No apologies were received.

2. Declarations of Interest

There were no declarations of interest.

3. Variation of Licence - Somerfield

Application for a Variation of Premises Licence – Somerfield, Paston Parkway, Peterborough

During his opening statement, the Chairman advised all present of the procedure to be followed.

There were no declarations of interest and no objections were made to any of the Members of the Sub Committee taking part in the Hearing. All parties confirmed that they had received copies of the report and procedure.

List of speakers:

Applicant

Mr Phil Crier	Solicitor, Blake Laphorn
Mr Paul Slade	Business Manager, Somerfield

Interested Parties

Councillor Saltmarsh	Representing local residents (Clifton Court Residents Association)
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Anne Clipston Eye Road, Peterborough

Mary Carnichan Eye Road, Peterborough

The Regulatory Officer informed the sub-committee that the application was for a variation to the Premises Licence for Somerfield, Paston Parkway, Peterborough made by Somerfield. The application was:

- To extend the hours for the sale of alcohol to 24 hours each day.

Representations from seven interested parties had been received in respect of the two relevant licensing objectives: Prevention of Crime & Disorder and Prevention of Public Nuisance.

Phil Crier spoke as a representative for the applicant and advised the sub-committee that the premises was currently open 24 hours a day with alcohol being the only restriction in sales after 11pm. The store was willing to lock its doors to the public after 11pm and serve any further goods through a serving hatch along with taking payments of petrol through the serving hatch. The reopening of the store would begin at 4am as there was already demand for hot foods at this time and these foods were served from within the store. The sub-committee was advised by Mr Crier that the Police had already accepted this condition and were content that the service of goods after 11pm were conducted through a serving hatch that was already in place. Mr Crier advised that thefts from the premises were mainly of petrol and also meat and only 4 instances were recorded of theft of alcohol. The sub-committee was informed that residents were not adjacent to the premises and there was a major road in between Somerfield and residential areas and residents already crossed the road to access the premises and an adjacent KFC store. The premises was already open 24 hours a day, the store already sold alcohol and a serving hatch would be used between 11pm and 4am each night.

Mr Paul Slade advised the sub-committee that there had been only one manager between two different Somerfield premises. This issue had been addressed and there was now a separate manager for the Paston Parkway premises; this would lead to more efficient training for staff and greater control over operations on the premises. Mr Slade further advised the sub-committee that number plate recognition cameras had recently been installed, an emergency button for staff was in place to alert Police and lighting in the store had been improved. All these measures were to help prevent and deter crime. The sub-committee was advised that customers could currently access and enter the store 24 hours a day but only alcohol was restricted for sales.

Following questions from the interested parties, Mr Crier and Mr Slade advised the following points:

- CCTV on the premises had been upgraded to include number plate recognition cameras to deter petrol thefts;
- CCTV cameras had been relocated to provide better coverage of the store;
- Closing the doors from 11pm-4am would eradicate any thefts from the premises at this time;
- The 12am closing time of the adjacent KFC store had led to problems with customers spilling into the Somerfield store. This would now not happen.

Following questions from the sub-committee, Mr Crier and Mr Slade advised the following points:

- The number of staff needed when the serving hatch is operational is not yet known.

- There would be more than one staff member on site between 11pm and 12am to retrieve items requested from the store. An open store would need more members of staff to manage properly.
- Between the hours of 11pm and 4am, it is currently mainly drivers who use the facilities on the premises.

Phil Crier clarified that the application was not for a new licence as just an extension to the hours was requested and the effect upon residents would not be detrimental to the current situation.

Councillor Saltmarsh spoke on behalf of residents in the vicinity of the premises. The sub-committee was advised that the access paths to the Somerfield site went past many properties where elderly people resided. Residents had already experienced littering, vandalism, noise and anti-social behaviour from people walking past late at night and it was felt that the extension to the sale of alcohol would increase these problems. Councillor Saltmarsh highlighted the fact that the Police had already been called to the Somerfield premises 30 times this year.

Mrs Anne Clipston spoke as and on behalf of residents in the vicinity of the premises. The sub-committee was advised that since Somerfield opened, residents had experienced a big rise in anti-social behaviour. The main walkway to the premises was through a residential area and residents had experience loutish behaviour which was expected to increase with 24 hour sales of alcohol. Residents often saw large groups of youths walking to and from the premises, past their homes. Somerfield already collected its shopping baskets three times a week that had been left on the streets. The problems experienced by residents with noise were mainly at night and several elderly residents were regularly woken up by this.

Mrs Mary Carnichan spoke as a resident in the vicinity of the premises and highlighted to the sub-committee the problems of damage to cars and property that lined the access routes to the premises. The sub-committee heard that the premises was a focal point for gangs that contributed to anti-social behaviour in the area. Mrs Carnichan claimed that mixed messages were being sent out from the Council regarding responsible drinking and drink driving if the premises was able to sell alcohol 24 hours a day.

Following questions from the applicant, the interested parties advised the following points:

- It was felt that more people would be travelling to and from the store with the introduction of 24 hour alcohol sales, regardless of the selling through a hatch.
- It was not thought that the staff selling the alcohol would always be able to determine if a customer was already drunk or not.
- A meeting between residents and the management of the premises would be welcome to air grievances and problems that were considered to be associated with the Somerfield store.

Following questions from the sub-committee, the interested parties advised the following points:

- The Somerfield store is often cheaper and more accessible than other local shops.

The applicant offered no further amendment to the proposed conditions.

The interested parties summarised that it was known for gangs to travel past residential properties to the premises at all times of day, including the early hours of the morning.

The applicant summarised that even people who drive will eventually go home so the sale of alcohol is acceptable to drivers, not everyone who buys alcohol causes anti-social problems

and the sale of goods through a hatch (recommended by the Police) would not be beneficial to Somerfield as customers would not be able to browse in store.

The sub-committee retired to consider the application.

RESOLVED

The sub-committee unanimously agreed to grant the variation to the Licence subject to:

- A serving hatch will be used to conduct all sales between 23.00 and 04.00 daily. The customer doors will be locked during this time and customers will not be permitted to enter the store.

Reasons for the decision:

In view of the findings of fact, the sub-committee is satisfied on a balance of probability and considering all the circumstances, including the conditions imposed, that the requested variation would not create public nuisance or increase crime and disorder.

In coming to its decision, the sub-committee also had regard to Peterborough City Council's Statement of Licensing Policy and the National Guidance, in particular, those sections highlighted at paragraphs 8.2 and 8.3 of the committee report.

CHAIRMAN
10.30 am - 12.20 pm

Minutes of a meeting of the Licensing Act 2003 Sub Committee held at the
Town Hall, Peterborough on Friday 9 January 2009 at 9.30am

Members Present Councillors Newton (Chairman), Swift and Lowndes

Officers Present Darren Dolby Regulatory Officer, Licensing
 Amy Brown Solicitor – Legal Advisor to the Committee
 Gemma George Clerk to the Committee

Application for a Variation of Premises Licence – Asda, Viersen Platz, Peterborough, PE1 1ET

During his opening statement, the Chairman advised all present of the procedure to be followed.

The Chairman declared that he had received a letter from Stuart Jackson MP relating to the application and further stated that the content of the letter would in no way affect his decision.

There were no further declarations of interest and no objections were made to any of the Members of the Sub Committee taking part in the Hearing. All parties confirmed that they had received copies of the report and procedure.

List of speakers:

Applicant

Robert Thompson Gosschalks Solicitors
Frederick Wing General Manager, Asda Superstore

The Regulatory Officer informed the sub-committee that the application was for a variation to the Premises Licence for Asda, Viersen Platz, Peterborough, PE1 1ET made by Asda. The application was:

- To extend the hours for the sale of alcohol to 24 hours each day.

Representation had been received from a local resident, who had been deemed as an interested party, in respect of the two relevant licensing objectives: Prevention of Crime and Disorder and Public Nuisance.

Mr Robert Thompson spoke as a representative for the applicant and highlighted to the Sub Committee the proposed variation.

Members were informed that with regards to the request for the provision of late night refreshment, this would not mean that the cafeteria would be open, it would simply mean that hot food such as bread and chicken could be sold, thus enabling the purchase of hot food by night workers on their way home.

The Sub Committee was further advised that the license currently held by Asda did not mirror the stores current opening hours. The store opened at 7am every morning, but alcohol could not be sold until 8am. Members were informed that it was not the intention of Asda to sell alcohol 24 hours a day, seven days a week, but obtaining the 24 hour license would not only align the sale of alcohol with the current opening hours, it would also allow for flexibility around Christmas time, bank holidays and other annual holidays. Members were informed that combating alcohol abuse was of top priority to Asda and in town centre stores a “combating alcohol abuse” policy was in place stating that alcohol would not be sold between the hours of midnight and 6am.

Members were reminded that no representations had been received from statutory authorities and the working relationship Asda had with them all was extremely good.

Mr Frederick Wing, the General Manager of Asda Superstore in Peterborough, addressed the Sub Committee and stated that he had been managing the store for two years. He was the designated premises supervisor and had been a long term licence holder. Mr Wing highlighted to the Committee that it was difficult being in a City Centre location, but the relationship that the store held with the police was very good, and staff were re-trained once a year.

Mr Wing further advised the Sub Committee that there were no plans for 24 hour opening, and the application for the license was simply to align the sale of alcohol with the current opening hours. Mr Wing further re-iterated the point that the license would allow for flexibility around annual holidays.

Following questions from the Sub Committee, Mr Thompson and Mr Wing advised the following points:

- There had been no complaints from local residents specifically relating to alcohol
- When additional hours were to be implemented, there would be numerous members of staff monitoring the sale of alcohol

Mr Thompson briefly summarised the points which had been previously highlighted to the Sub Committee.

The sub-committee retired to consider the application.

RESOLVED

The sub-committee unanimously agreed to grant the variation to the Licence subject to:

- The same terms that were applied for with no additional conditions

Reasons for the decision:

In view of the findings of fact, the sub-committee was satisfied on a balance of probability and considering all the circumstances, including the conditions imposed, that the requested variation would not create public nuisance or increase crime and disorder.

In coming to its decision, the sub-committee also had regard to Peterborough City Council’s Statement of Licensing Policy and the National Guidance, in particular, those sections highlighted at paragraphs 7.2 and 7.3 of the committee report.

9.30am to 11.30am

Chairman

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Minutes of a meeting of the Licensing Act 2003 Sub-Committee held at the Council Chamber
- Town Hall
on 9 February 2009

MEMBERS PRESENT:

Councillors P Thacker (Chairman), R Dobbs, Y Lowndes and C W Swift
Parish Councillors

OFFICERS PRESENT:

Amy Brown, Solicitor
Alex Daynes, Cabinet Officer
Terri Martin, Regulatory Officer

1. Apologies

No apologies were received.

2. Declarations of Interest

There were no declarations of interest.

3. New Licence Application - Ruticia

Application for a New Premises Licence, Ruticia, 81 Eastfield Road, Peterborough, PE1 4AS

During her opening statement, the Chairman advised all present of the procedure to be followed. There were no apologies for absence, no declarations of interest and no objections were made to any of the Members of the Sub Committee taking part in the Hearing.

There were no objections to the recommended 10 minute speaking time.

List of speakers:

Applicant: Not present

Interested Parties:

Ward Councillors: Councillor Goldspink
Representing five residents from East ward

The Licensing Enforcement Officer informed the Committee that it had before it an application for a new premises licence made by Mr J Guerriero who already held a personal licence. The application was for:

- **Sale of alcohol for consumption off the premises**
Monday to Sunday 06.00 to 24.00 (Midnight)
- **Recorded Music inside the premises**
Monday to Sunday 06.00 to 24.00 (Midnight)
- **Hours premises are open to the public**
Monday to Sunday 06.00 to 24.00 (Midnight)

Representations had been received from 2 interested parties under the public nuisance, crime and disorder and public safety licensing objectives. The conditions proposed by the applicant were detailed in paragraph 6 of the committee report. However, the representations from Interested Parties had not been resolved.

Councillor Goldspink addressed the committee as a Ward Councillor and Interested Party and informed members that there was a high level of disorderly behaviour related to alcohol on Eastfield Road. Incidents had increased in the last few years as indicated in the incident sheet from Cambridgeshire Constabulary. There were already several premises in the surrounding area selling alcohol and local residents were intimidated when going out in that area. The level of rubbish and detritus, as well as human waste, left in the street was high. Customers were regularly seen queuing at 6am to purchase alcohol at existing premises and this indicated the problems with alcohol consumption in the local area.

The Panel had no questions to ask Councillor Goldspink.

The Legal Officer advised that although Miss Coviello, another Interested Party, had not attended the hearing, her written submission should still be considered when deliberating.

The sub-committee retired to consider the application.

RESOLVED: to grant the application for the Premises Licence for Ruticia to be valid from 9 February 2009 subject to:

1. The current conditions as set out at paragraph 6 of the committee report, with an amendment to the hours for the sale of alcohol for consumption off the premises.

CONDITIONS

1. The hours of operation under this licence shall be:
 - (i) Sale of alcohol for consumption off the premises - Monday to Sunday 09.00 to 21.00.
 - (ii) Recorded Music inside the premises - Monday to Sunday 06.00 to 24.00 (Midnight).
 - (iii) Hours premises are open to the public - Monday to Sunday 06.00 to 24.00 (Midnight).

Reasons for the Decision:

The sub-committee was satisfied on a balance of probability and considering all of the circumstances that the conditions imposed to reduce the hours for sale of alcohol and to address the licensing objectives will prevent public nuisance, crime and disorder or endangerment to public safety in relation to this Application.

In coming to its decision, the Sub Committee had regard to Peterborough City Council's Statement of Licensing Policy and the National Guidance, in particular, those sections highlighted at paragraph 7.2 and paragraph 7.3 of the committee report.

CHAIRMAN
9.30 - 11.30 am

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LICENSING ACT 2003 SUB COMMITTEE	AGENDA ITEM No. 4
16 JUNE 2009	PUBLIC REPORT

Contact Officer(s):	Adrian Day, Licensing Manager	Tel: 454437
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SUMMARY OF COMMITTEE HEARINGS HELD UNDER THE PREVIOUS COMMITTEE STRUCTURE

1. PURPOSE AND REASON FOR REPORT

The purpose of the report is for information purposes only, summarising committee hearings held by the Licensing Act Sub Committee under the previous committee structure. The report will offer new members of the committee an insight in to the various issues involved when considering an application and also the reasons why an application for a licence under the Licensing Act 2003 would be required to be heard by the committee.

The report will also act as a refresher for existing members of the committee who may have not been present at particular committee hearings.

2. PREVIOUS HEARINGS HELD

2.1 Hearing Date: 2 July 2008

Premises: Bogarts Wine Bar, 17 North Street, Peterborough.

Application Type: Review Premises Licence

Summary: The application to review the premises licence was served by Cambridgeshire Constabulary in their capacity as a Responsible Authority. The review was served with regard to Crime and Disorder, Public Safety and the Protection of Children from Harm objectives, following a test purchase operation where the premises sold alcohol to underage volunteers.

Committee Decision: to suspend the premises licence for 3 (Three) months and to add the following conditions:

1. A personal licence holder will be on the premises at all times that alcohol is available for sale.
2. A comprehensive training package will be delivered to all staff regarding underage sales. This training will be recorded and will be made available to an Authorised Officer of the Local Authority or of Cambridgeshire Constabulary.

2.2 Hearing Date: 28 July 2008

Premises: Dhesi, 27 Oakleigh Drive, Orton Longueville, Peterborough.

Application Type: New Premises Licence

Summary: The application was for the sale of alcohol for consumption off the premises Monday to Sunday 09.00 to 22.00. Eleven (11) letters of representation were received from interested parties, as well as a petition containing signatures of 28 local residents. The

concerns were with regard to all four licensing objectives, (Public Nuisance, Crime and Disorder, Protection of Children from Harm and Public Safety).

Committee Decision: To grant the premises licence subject to the following conditions:

1. Alcohol sales to be restricted to the hours of 10am to 2pm and 6pm to 9pm.
2. Alcohol not to be visible to the public during the hours that sales are prohibited.
3. Appropriate signage to be displayed within the shop to advise customers of the Designated Public Places Order.

2.3 Hearing Date: 28 July 2008

Premises: Smilte, 64 Westgate, Peterborough.

Application Type: Review Premises Licence

Summary: The application to review the premises licence served by Cambridgeshire Constabulary in their capacity as a Responsible Authority. The review was served with regard to Crime and Disorder, Public Safety, and Protection of Children from Harm objectives, following a test purchase operation where the premises sold alcohol (bottle of Gera Vodka) to underage volunteers and no staff training records (due diligence) could be produced. The premises had also been previously found to have counterfeit and 'duty free' tobacco on premises, duty free alcohol priced and on display without a premises licence which was seized by an asset recovery company.

Committee Decision: To revoke the premises licence.

2.4 Hearing Date: 21 August 2008

Premises: The Comet, Garton End Road, Peterborough.

Application Type: Variation to Premises Licence

Summary: The application was to extend the hours of existing regulated entertainment and alcohol sales, and to include extra licensable activities Monday to Friday 09.00 to midnight. Representation was received from the Environmental Health Pollution Team. The concern was with regard to Public Nuisance objective.

Committee Decision: The Committee decision was to grant the application to the licence in the terms applied for with the exception of the hours for the playing of live music and recorded music being amended to 9.00am to 11pm Sunday to Thursday and 9.00am to midnight Friday and Saturday and subject to the additional mediated conditions as agreed with the Pollution Team.

2.5 Hearing Date: 16 September 2008

Premises: Mr Ather Azeem, 715 Lincoln Road, Peterborough.

Application Type: New Premises Licence

Summary: The application was for the sale of alcohol for consumption off the premises Monday to Sunday 08.00 to midnight. A letter of representation was received from a residents group, Millfield and New England Regeneration Partnership, (MANERP) classed as a body representing persons who live in the vicinity. The concerns were with regard to Public Nuisance, Crime and Disorder and Protection of Children from Harm objectives. Two (2) letters of support to the application were also received.

Committee Decision: To grant the premises licence in the terms applied for subject to the following condition:

1. Alcohol sales to be restricted to the hours of 10am to 2pm and 6pm to 11pm

2.6 Hearing Date: 26 September 2008

Premises: Ebenezers, Grove Street, Peterborough.

Application Type: Variation to Premises Licence

Summary: The application was to extend the hours of existing regulated entertainment and alcohol sales allow extra licensable activities including adult entertainment Fridays and Saturdays until 4am Sunday until midnight, and to also to remove and replace existing conditions. Representation was received from Cambridgeshire Constabulary in their capacity as a Responsible Authority and eight (8) interested parties. The concerns were with regard to Public Nuisance and Crime and Disorder objectives. Representation was also received from Pollution Team but mediated conditions were agreed to be added to the premises licence.

Committee Decision: To grant the application for a variation to the licence in the terms applied for with the exception of the hours for:

1. Sale of alcohol will be permissible on Friday and Saturday between 11.00 and 03.00
2. The service of hot food and drink will be permissible on Friday and Saturday between 11.00 and 02.30
3. To allow live and recorded music to be played on Friday and Saturday between 19.00 and 03.00.
4. To allow the performance of dance on Friday and Saturday between 19.00 and 03.00.

2.7 Hearing Date: 21 November 2008

Premises: Cross Keys Public House, 279 Oundle Road, Peterborough.

Application Type: Review Premises Licence

Summary: The application to review premises licence was served by the Pollution Control Team in their capacity as a Responsible Authority. The review was served with regard to Public Nuisance objective, following investigation proved a statutory nuisance existed and was likely to reoccur before and after 23.00. A noise abatement notice had been served and breached, and the premises were operating in breach of its existing premises licence conditions with regards to noise.

Committee Decision: As follows

1. To exclude live music from the scope of the licence for a period of 3 months.
2. To carry out the works proposed in the letter dated 9 October 2008 from AGS Noise Control Ltd within the next 3 months and to the standard specified.
3. To install self closing doors to the front of the premises within the next 3 months.
4. To remove condition 91 of the licence
5. To vary condition 87 to "Requests made by a responsible authority shall be complied with as soon as practicable. In addition to any restriction specified in the Operating Schedule to the licence the holder of the premises licence shall implement requests regarding control be exercised over music at all times when the premises are open to the public".
6. To vary condition 92 to "All external doors and windows including both lobby doors must be kept closed, other than for access and egress, in all rooms when events involving amplified music or speech are taking place".

2.8 Hearing Date: 4 December 2008

Premises: Somerfield, Paston Parkway, Peterborough.

Application Type: Variation to Premises Licence

Summary: The application was to extend the sale of alcohol for consumption off the premises to 24 hours a day Monday to Sunday. Representations were received from a Councillor representing two residents, three letters from bodies representing residents and a further two letters of representation from residents. The concerns were with regard to Prevention of Crime and Disorder and Public Nuisance objectives. Representation was also received from Cambridgeshire Constabulary in their capacity as a Responsible Authority, however during mediation it was agreed that the police would withdraw the representation if the premises agreed to make all sales through a serving hatch between the hours of 23.00 and 04.00.

Committee Decision: To grant the application in the same terms applied for subject to the following condition:

1. A serving hatch will be used to conduct all sales between 23.00 and 04.00 daily. The customer doors will be locked during this time and customers will not be permitted to enter the store.

2.9 Hearing Date: 9 January 2009

Premises: Asda Superstore, Viersen Platz, Peterborough.

Application Type: Variation of a Premises Licence

Summary: The application was to extend the sale of alcohol for consumption off the premises to 24 hours a day Monday to Sunday. Representation was received from one (1) interested party. The concern was with regard to Prevention of Crime and Disorder and Public Nuisance objectives.

Committee Decision: To grant the application in the terms applied for.

2.10 Hearing Date: 9 February 2009

Premises: Ruticia, 81 Eastfield Road, Peterborough.

Application Type: New Premises Licence

Summary: The application was for the sale of alcohol for consumption off the premises and recorded music inside the premises Monday to Sunday 06.00 to midnight. One (1) letter of representation was received from an interested party and representation was also received from a Councillor representing himself and 5 other interested parties. The concerns were with regard to Public Nuisance, Crime and Disorder and Public Safety objectives.

Committee Decision: To grant the licence subject to the following condition:

1. The sale of alcohol to be restricted to the hours of Monday to Sunday 09.00 to 21.00.

3. SECTIONS OF NATIONAL GUIDENCE AND THE COUNCILS'S STATEMENT OF LICENSING POLICY REFERRED TO IN THE COMMITTEES DECISIONS

3.1 Council's Statement of Licensing Policy

- Objectives, section 4 on page 8
- Fundamental Principals, section 6 on page 9
- Licensing Hours, section 8 on page 12
- Other Legislation, section 10 on page 14
- Licence Conditions, section 13 on page 16 and 17
- Delegation / Decision Making / Administration, section 16 on page 18 and 19

3.2 Guidance issued under Section 182 of the Licensing Act 2003

- Licensing Objectives – Crime and Disorder, section 2 pages 16 to 19
- Licensing Objectives – Public Nuisance, section 2 pages 21 to 23
- Licensing Objectives – Public Safety, section 2 pages 19 to 21
- Licensing Objectives – Protection of Children From Harm, section 2 pages 23 to 25
- Determining Applications, section 9 pages 66 to 70

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