

# LICENSING (LIQUOR AND GAMBLING) PANEL

Date: 20 December 2010

Venue: East Northamptonshire House, Cedar Drive, Thrapston

Time: 9:30am

Present: Councillors: -

Sylvia Hughes  
Peter MacGovern

Andy Mercer (Chairman)

## 1. APPOINTMENT OF CHAIRMAN

### RESOLVED:

That Councillor Andy Mercer be appointed Chairman for this Hearing.

## 2. DECLARATION OF INTEREST

No interests were declared.

## 3. APPLICATION FOR A PREMISES LICENCE – RAUNDS OFF LICENCE AND GROCERY, 16 HILL STREET, RAUNDS

The Licensing Officer reported on an application for a Premises Licence for Raunds Off Licence and Grocery, 16 Hill Street, Raunds, under the Licensing Act 2003. The application requested the following be allowed:

### **Supply of Alcohol** (for consumption off the premises)

Sunday to Thursday from 06.30 hours to 22.00 hours

Friday to Saturday from 06.30 hours to 23.00 hours

### **Non-standard timings**

Christmas Eve and New Years Eve from 06.30 hours to 23.00 hours

### **Hours premises open to the Public**

Sunday to Thursday from 06.30 hours to 23.00 hours

### **Non Standard Timings**

Christmas Eve and New Years Eve from 06.30 hours to 23.00 hours

All the statutory bodies had been consulted and the Panel noted that representations had been received from a local resident and from Raunds Town Council. No other representations had been received. (The representations had been analysed and extracts placed under the relevant licensing objective are attached as an Appendix to these minutes at page 4 below).

### **(a) Evidence from the applicants**

Mr M Doosa, the husband of the applicant, Mrs S Doosa, spoke on her behalf in support of the application. There had been a shop on the site for 20 years and it would provide a much needed facility for local people. He stated that Mrs Doosa would be willing to comply with the wishes of the objectors and reduce the hours that the shop could sell alcohol during the evenings. She would also have CCTV installed in the premises and all staff working in the shop would be trained in licensing matters. His wife would be the Designated Premises Supervisor and she would inform the local Police of any incidents which occurred at the premises. He understood that delivery times to the premises would be between 6.30am to 7.00am during the week, which were similar to those of a nearby shop and that these would be covered by planning legislation.

### **(b) Evidence from the objectors**

Raunds Town Councillor Peter Wathen spoke objecting to the application. He stated that the Town Council were concerned that there were already six other off licences in Raunds and questioned whether the town needed another off licence. The premises were close to domestic properties and on a road leading to three local schools. He requested that, if the licence were granted, the hours permitted for the sale of alcohol during the evening be reduced, CCTV be installed and that trained staff should be available on the premises during opening hours.

In summing up, Mr Doosa said that the applicant had been willing to amend the application to overcome most of the valid objections from the local resident and Town Council and on behalf of the applicant he requested that the Licence be granted.

After considering the submitted report and the representations made at the Hearing from the speakers, including advice from the Solicitor to the Council, the Panel retired to consider the application and evidence presented, and it was

### **RESOLVED:**

That the application for a Premises Licence for Raunds Off Licence and Grocery, be granted subject to mandatory conditions and additional conditions being imposed on the Licence (see below).

The Chairman read out the following statement giving the reasons why the Panel had granted the Premises Licence with additional conditions: -

“The Licensing Panel has considered the application from Mrs Sunitha Doosa for a Premises Licence for Raunds Off Licence and Grocery, 16 Hill Street, Raunds and has taken into account the Licensing Officer’s report, representations both supporting and objecting to the application and other relevant items of evidence presented.

After careful deliberation and consideration of the Licensing Objectives, East Northamptonshire Council’s Statement of Licensing Policy and guidance issued under Section 182 of the Licensing Act 2003, the Panel has reached the decision to grant the application subject to conditions.

The Panel was concerned about the proximity of the premises to adjacent residential accommodation. In particular the Panel was concerned that the noise from patrons purchasing alcohol late at night will disturb neighbours. The Panel has therefore decided to restrict the late night hours, in the interest of Prevention of Public Nuisance. The Panel believed that the majority of late night patrons will be those purchasing alcohol rather than

other items, thus by restricting the late night supply of alcohol the Panel believes that excessive late night noise will be controlled.

1. **Licensable Activities**

**Supply of Alcohol (for consumption off the premises)**

Sunday to Thursday from 06:30 hours to 21:30 hours

Friday to Saturday from 06:30 hours to 22:00 hours

**Non Standard Timings**

Christmas Eve, New Years Eve from 06:30 hour to 23:00 hours

The licensee shall have installed, and properly maintain in working order at all times a CCTV system. In particular this system shall:

- Hold images for at least 28 days
- Cover all areas to which the public have access including entrance/exit
- Ensure staff will be trained in its operation.

Images will be made immediately available from the system to a Police officer on request.

Real time images of CCTV coverage will be on view to a member of staff at all times during hours of opening.

**Reason – the prevention of crime and disorder.**

2. The licence holder shall ensure that in order to ensure the integrity of the licensing objectives, the sale or supply of alcohol to any person appearing to be under the age of 21 years will only be made when appropriate proof has been given to verify age of purchaser. The licence holder is to operate the Challenge 21 Scheme (or any other successor scheme that replaces it.)

**Reason – the prevention of crime and disorder and the protection of children from harm.**

The Panel noted that most of the issues raised by the objectors were matters of Planning law rather than Licensing law and were therefore not relevant to this application.

The Panel believes the conditions it has imposed are robust enough to address the reasons for objections presented to it today.

Notice of the Decision would be sent in writing to all parties within 21 days, who would also have the Right of Appeal within 21 days from receipt of the Decision Notice. The decision would become effective 21 days after receipt of the Notice by all parties or on the date when any appeal is finally determined.”

**Chairman**

**APPLICATION FOR A PREMISES LICENCE – RAUNDS OFF LICENCE AND GROCERY,  
16 HILL STREET, RAUNDS**

The representations received had been analysed by the Licensing Officer and are summarised under the following licensing objectives: -

**Local Resident and Raunds Town Council**

**(a) Prevention of Crime and Disorder**

The representations refer to concerns about increased crime and disorder as a result of the application and that it may increase drinking in the town square area.

**(b) Prevention of Public Nuisance**

The representations refer to the potential for noise and litter from customers and delivery vehicles. The premises have domestic dwellings very close by on one side and opposite and also the proximity of domestic premises to the off licence.

**(c) Protection of Children from Harm**

These premises are on a recognised route to school and may attract children into the shop on the way to and from school.