

**LICENSING (LIQUOR AND GAMBLING) PANEL**

**Date:** 23 September 2020

**Venue:** Virtual Meeting

**Time:** 10.00 am

**Present:** Councillors: Tony Boto  
Glenvil Greenwood-Smith  
Barbara Jenney

**1. APPOINTMENT OF CHAIRMAN**

**RESOLVED:**

That Councillor Tony Boto be appointed Chairman of the Panel for this hearing.

**2. APOLOGIES FOR ABSENCE**

No apologies for absence were received.

**3. DECLARATIONS OF INTEREST**

No declarations of interest were made.

**4. APPLICATION FOR NEW PREMISES LICENCE FOR TONI'S NEWS, 52-54 HIGH STREET, IRTHLINGBOROUGH, NN9 5TN**

The Licensing Enforcement Officer reported that an application for a new Premises Licence for Toni's News, 52-54 High Street, Irthlingborough had been received on 14 August 2020. The appropriate notice had been displayed and the advertisement was placed as required.

The licensable activities for which a premises licence was sought were:

**Supply of alcohol**

Monday to Sunday 06:00 – 22:00 (for sales off the premises)

**Opening hours**

Monday to Sunday 05:00 – 22:00

Representations had been received from three local residents who were particularly concerned with public nuisance caused by anti social behaviour. One representation had been received from a person whose parents resided in Irthlingborough and was submitted on the grounds of all four of the licensing objectives.

Having heard from all parties and carefully considered all of the information available, the Panel **RESOLVED:**

The Licensing Panel has considered this application for a new Premises Licence for Toni's News, 52-54 High Street, Irthlingborough and has taken into account the Licensing Enforcement Officer's report and all relevant representations and documents submitted.

After careful deliberation and consideration of the Licensing Objectives, ENC's Statement of Licensing Policy and Guidance issued under Section 182 of the Licensing Act 2003, the Panel has reached a decision.

The Panel made reference to:

- The Licensing Objectives
- ENC's Licensing Policy
- The options available to the Panel – Under the Licensing Act 2003
- Section 182 Guidance.

The Panel also gave full consideration to the written and verbal representations made by the local residents regarding public nuisance caused by anti-social behaviour.

The Panel has decided, unanimously, to grant the application.

In doing so the Panel took into account all of the licensing objectives including promoting the protection of children from harm, crime and disorder and public nuisance.

In granting the application the Panel have applied an operating schedule and conditions and these are attached at Appendix 1.

### **Licensable Activities**

#### **Supply of Alcohol**

Monday to Sunday 06:00 – 22:00 (for sales off the premises)

#### **Opening Hours**

Monday to Sunday 05:00 – 22:00

From the evidence given the Panel were satisfied that the applicant had adequately demonstrated his understanding of the Licensing Objectives.

The Decision Notice will be sent out in writing. If aggrieved with the Panel's decision, the Applicant and any Party that has made representation has the Right to Appeal to the Magistrates Court within 21 days of receiving the Decision Notification letter.

**Chairman**

**Prevention of Crime and Disorder**

A fully working and maintained system of CCTV must be installed capable of recording and storing images. The system must record at all times the premises is open to the public. Images must be stored for 31 days. The system must cover the entrance and all areas used by the public.

A person must be on the premises at all times they are open to the public to enable viewing of recordings on request of an officer from a responsible authority and subsequent full downloads must be available within the following 24 hours.

Alcohol must only be sold in sealed containers.

Spirits must be displayed behind the sales point and not be available by self service.

No alcohol may be taken into the adjoining retail premises internally accessed from number 52 forming the rear part of 54 High Street (marked 'i' on the plan forming part of the application).

A record of staff members must be kept that includes the names, dates of birth, home addresses and current, valid documentation demonstrating the right to work of the individual with photographic ID. This record must be kept on the premises at all times and employees' details must be retained for a period of no less than six months after their employment has ceased. The records must be made available to an officer from a responsible authority including an Immigration Officer on demand.

**Public Safety**

Risk assessments required under separate legislation must be maintained.

**Prevention of Public Nuisance**

The premises licence holder must be aware of any potential for the purchase of alcohol by 'street' drinkers and if there is any evidence must refuse service.

**Protection of Children from Harm**

The mandatory age verification policy must include the Challenge 25 proof of age policy. A sign must be displayed on the premises. Any staff employed must be made aware of the age verification policy and sign.

A register confirming they understand the policy and process. The register must be available for inspection at any time the premises is open.

All staff involved in the retail of alcohol **MUST** be trained in relation to the law regarding its sale. This training must be completed prior to them being allowed to sell alcohol. A record of this training must be kept and maintained with a copy of the syllabus. The recipient of the training must sign to state they have received and

understood the training and this must be dated. This record must be kept on the premises at all times. A refusals register must be maintained and both registers must be available for inspection at any time the premises is open.

During the preparation of an application for grant of a premises licence consideration was given to the proximity of a school and the proposed layout of the premises must display alcohol in the area furthest from the entrance door.