

Minutes

LICENSING SUB COMMITTEE (SOUTH)

1 September 2011

Meeting held at Committee Room 5 - Civic Centre,
High Street, Uxbridge UB8 1UW



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| | <p>Committee Members Present: Councillors Josephine Barrett (Chairman) Janet Gardner Peter Kemp Carol Melvin Brian Stead</p> <p>Also Present: Sharon Garner, Licensing Officer Sgt Ian Meens, MET Martin King, Trading Standards Rory Stracey, Legal Advisor Nav Johal, Democratic Services</p> | |
| 7. | <p>APOLOGIES FOR ABSENCE (<i>Agenda Item 1</i>)</p> <p>Councillor Michael Bull gave his apologies for this meeting and Councillor Carol Melvin attended as a substitute.</p> | Action by |
| 8. | <p>DECLARATIONS OF INTEREST IN MATTERS COMING BEFORE THIS MEETING (<i>Agenda Item 2</i>)</p> <p>None.</p> | Action by |
| 9. | <p>TO CONFIRM THAT ITEMS MARKED PART 1 WILL BE CONSIDERED IN PUBLIC AND ITEMS MARKED PART 2 WILL BE CONSIDERED IN PRIVATE (<i>Agenda Item 3</i>)</p> <p>It was confirmed that this meeting would be held in public.</p> | Action by |
| 10. | <p>COSTCUTTER, 10 COLDHARBOUR LANE, HAYES, UB3 3EW (<i>Agenda Item 5</i>)</p> <p>This was an application for the transfer and variation of a Premises Licence for the sale of alcohol (off sales only) at Costcutter, 10 Coldharbour Lane, Hayes from Mr Harcharan Singh and Mr Harpreet Singh to Mr Amarjeet Singh. The designated premises supervisor would also change to vest in Mr Amarjeet Singh.</p> <p>This application was heard on 1 September 2011. The Sub-Committee</p> | Action by |

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| | <p>was satisfied that timely Notice had been served on all parties and that all those entitled to attend and speak to the Sub-Committee had the opportunity to do so.</p> <p>Sharon Garner represented the London Borough of Hillingdon Licensing Service and provided the Sub-Committee with details of the application.</p> <p>The Applicant was represented by his solicitor, Mr Dadds, at the hearing. The Applicant was present.</p> <p>Sergeant Ian Meens of the Metropolitan Police Services was present to explain the representations that he had made in response to the application.</p> <p>THE DECISION</p> <p>The Sub-Committee has considered all the relevant evidence made available to it and in doing so has taken into account the Licensing Act 2003, the Guidance issued by the Secretary of State under Section 182 of the Act, the Council's Statement of Licensing Policy and Licensing objectives.</p> <p>The Sub-Committee has decided to approve the application for the following reasons:</p> <p>The applicant's solicitor has provided a legal undertaking which the police have said is sufficient to overcome their objection to the application.</p> | |
| 11. | <p>VENUS CONVENIENCE STORE, 18 STATION ROAD, WEST DRAYTON, UB7 7BY (<i>Agenda Item 6</i>)</p> <p>This was an application by the Metropolitan Police Service for the review of a Premises Licence at Venus Convenience Store, 18 Station Road, West Drayton, UB7 7BY.</p> <p>This application was heard on 1 September 2011. The Sub-Committee</p> | Action by |

was satisfied that timely Notice had been served on all parties and that all those entitled to attend and speak to the Sub-Committee had the opportunity to do so.

Sharon Garner represented the London Borough of Hillingdon Licensing Service and provided the Sub-Committee with details of the application.

The licence holder was represented by his solicitor (Mr Smith) at the hearing. One of the licence holders was present (Mrs Asgar) together with an interpreter/family relative (Mr Dhillon).

Sergeant Ian Meens of the Metropolitan Police Service was present to explain the reasons for seeking a review of the licence.

Martin King represented the London Borough of Hillingdon Trading Standards Service and was present to explain the representations that he had made.

THE DECISION

The Sub-Committee has considered all the relevant evidence made available to it and in doing so has taken into account the Licensing Act 2003, the Guidance issued by the Secretary of State under Section 182 of the Act, the Council's Statement of Licensing Policy and Licensing objectives.

The Sub-Committee has decided to revoke the premises licence for the following reasons:

- According to the licence holder, the transaction to buy the goods was authorised by one of the licence holders.
- The committee were not convinced by the evidence put forward by the licence holder claiming that the goods were innocently purchased.
- The committee were not convinced by the licence holder's suggestion that the non-duty paid goods may be over 5 years

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| | <p>old.</p> <ul style="list-style-type: none"> - The licence holder knew or should have known that the champagne was not legitimate. - The licence holder knew or should have known that duty had not been paid on the vodka. - By reason of the above findings the following licensing objectives have been breached: prevention of crime and disorder and public safety; and - Revoking the licence would help to further the licensing objectives and lesser steps would not be sufficient. | |
| | The meeting, which commenced at 10.00 am, closed at 12.44 pm. | |

These are the minutes of the above meeting. For more information on any of the resolutions please contact Nav Johal on 01895 250692. Circulation of these minutes is to Councillors, Officers, the Press and Members of the Public.