

Minutes

LICENSING SUB-COMMITTEE A

1 October 2010

Meeting held at Committee Room 6 - Civic Centre,
High Street, Uxbridge UB8 1UW



HILLINGDON
LONDON

	<p>Committee Members Present: Councillors Mike Bull Lynne Allen Peter Kemp</p> <p>Witnesses Present: Mr Hall Mr Ranatunga Mr Patel</p> <p>LBH Officers Present: Beejal Soni Linda Etherington Bill Hickson Diane Gill Brice</p> <p>Also Present: Cllr David Routledge</p>	
1.	<p>APOLOGIES FOR ABSENCE (<i>Agenda Item 1</i>)</p> <p>Apologies had been received from Councillor Josephine Barrett with Councillor Mike Bull substituting.</p>	
2.	<p>DECLARATIONS OF INTEREST IN MATTERS COMING BEFORE THIS MEETING (<i>Agenda Item 2</i>)</p> <p>Councillor Peter Kemp and Councillor Lynne Allen declared a personal interest in relation to the Street Trading Licences as an application was in their Ward.</p>	
3.	<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 all items on the agenda would be considered in public.</p>	
4.	<p>MATTERS THAT HAVE BEEN NOTIFIED IN ADVANCE OR URGENT (<i>Agenda Item 4</i>)</p> <p>There had been no items notified as urgent.</p>	

5.	<p>RENEWAL OF TEMPORARY SHOP FRONT STREET TRADING LICENCES <i>(Agenda Item 5)</i></p> <p>Resolved - That Shop Front Licences be granted for the period of six months to the premises listed below:</p> <table border="1" data-bbox="225 353 1235 730"> <thead> <tr> <th>Name of Premises</th> <th>Location</th> </tr> </thead> <tbody> <tr> <td>Hayes Food Centre</td> <td>66-68 Coldharbour Lane, Hayes</td> </tr> <tr> <td>Yiewsley Post Office & Convenience Store</td> <td>72-74 High Street, Yiewsley</td> </tr> <tr> <td>Hayes Town Superstore</td> <td>6 Botwell Lane, Hayes</td> </tr> <tr> <td>Sira's</td> <td>42-44 Coldharbour Lane, Hayes</td> </tr> <tr> <td>Abracadabra</td> <td>108 High Street, Ruislip</td> </tr> </tbody> </table>	Name of Premises	Location	Hayes Food Centre	66-68 Coldharbour Lane, Hayes	Yiewsley Post Office & Convenience Store	72-74 High Street, Yiewsley	Hayes Town Superstore	6 Botwell Lane, Hayes	Sira's	42-44 Coldharbour Lane, Hayes	Abracadabra	108 High Street, Ruislip	<p>Action by</p> <p>Beejal Soni Gill Brice Bill Hickson</p>
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6.	<p>NEW APPLICATION FOR TEMPORARY SHOP FRONT STREET TRADING LICENCES <i>(Agenda Item 6)</i></p> <p>Resolved -That temporary shop front street trading licence be issued for a period of 6 months to the premises listed as follows:</p> <table border="1" data-bbox="225 1025 1217 1137"> <thead> <tr> <th>Name of Premises</th> <th>Location</th> </tr> </thead> <tbody> <tr> <td>Kwality Foods</td> <td>674 Uxbridge Road, Hayes</td> </tr> </tbody> </table>	Name of Premises	Location	Kwality Foods	674 Uxbridge Road, Hayes	<p>Action by</p> <p>Beejal Soni Gill Brice Bill Hickson</p>								
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7.	<p>APPLICATION FOR TEMPORARY TABLES & CHAIRS STREET TRADING LICENCE <i>(Agenda Item 7)</i></p> <p>Resolved - That Tables and Chairs Licences be granted for the period of six months to the premises listed below:</p> <table border="1" data-bbox="236 1469 1217 1619"> <thead> <tr> <th>Name of Premises</th> <th>Location</th> </tr> </thead> <tbody> <tr> <td>Coffee Break</td> <td>7 High Street, Uxbridge</td> </tr> <tr> <td>The Three Tuns</td> <td>24 High Street, Uxbridge</td> </tr> </tbody> </table>	Name of Premises	Location	Coffee Break	7 High Street, Uxbridge	The Three Tuns	24 High Street, Uxbridge	<p>Action by</p> <p>Beejal Soni Gill Brice Bill Hickson</p>						
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8.	<p>RENEWAL OF TEMPORARY PITCH LICENCES <i>(Agenda Item 8)</i></p> <p>Resolved - That the Temporary Pitch Licence be renewed for a period of 6 months be granted for the period of six months to the premises listed as follows:</p> <table border="1" data-bbox="225 1883 1235 2029"> <thead> <tr> <th>Name of Premises</th> <th>Location</th> </tr> </thead> <tbody> <tr> <td>Porky's Snack Bar</td> <td>Springfield Road, Hayes</td> </tr> <tr> <td>Flowers By Design</td> <td>142-144 High Street, Ruislip</td> </tr> </tbody> </table>	Name of Premises	Location	Porky's Snack Bar	Springfield Road, Hayes	Flowers By Design	142-144 High Street, Ruislip	<p>Action by</p> <p>Beejal Soni Gill Brice Bill Hickson</p>						
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9.	<p>APPLICATION FOR TEMPORARY PITCH STREET TRADING LICENCE (<i>Agenda Item 9</i>)</p> <p>This was an application for a temporary pitch licence for the sale of hot food and snacks in Windsor Street, Uxbridge.</p> <p>The applicant was present and gave the reasons for his application and the provided further information to the committee. The Sub-Committee also noted the submissions made with regard to crime and disorder in the area and the by the London Fire Brigade.</p> <p>The Sub Committee was concerned that the presence of gas cylinders, flammable liquids and vehicular traffic posed a safety risk as had been documented by the London Fire Brigade. The London Fire Brigade's comments about parking restrictions and access for fire safety vehicles are also of concern when taking into account the confirmed location.</p> <p>As a result, it was decided not to grant the application for a temporary pitch licence. The Sub-Committee suggested that the applicant work closely with Street Trading to identify suitable alternative locations.</p> <p>Resolved – That the issue of a temporary pitch street trading licence be Refused for 'Appy Days' Windsor Street, Uxbridge.</p>	<p>Action by</p> <p>Beejal Soni Gill Brice Bill Hickson</p>
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10.	<p>NEW APPLICATION FOR PREMISES LICENCE (<i>Agenda Item 10</i>)</p>	<p>Action by</p>
	<p>This was an application for the grant of a Premises License to permit the sale of alcohol at the premises known as Champers Retail, 52 High Street, and Ruislip.</p> <p>This application was heard on 1st October 2010. The Sub-Committee 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>Linda Etherington represented the London Borough of Hillingdon Licensing Service and provided the Sub-Committee with details of the application. Mr Kilesh Patel, the Applicant, was represented by Mr Ranatunga.</p> <p>Relevant representations were received from the Metropolitan Police Services and Mr & Mrs Briskman. The representations received were taken into account when considering the application. Sergeant Ian Meens of the Metropolitan Police Service attended the hearing and addressed Councillors on the application.</p> <p>Linda Etherington introduced the report and confirmed that the application was for off sales only.</p> <p>Mr Ranatunga addressed the Sub-Committee on behalf of the Applicant. He confirmed that the Applicant has 2 similar premises in Westminster. He advised that the premise which is the subject of the current application previously operated as a branch of "Threshers" until the company went into liquidation. He confirmed that the Applicant intends to run an operation similar to "Threshers", offering snacks and off licence sales to customers.</p>	<p>Beejal Soni Gill Brice Linda Etherington</p>

To this end, the layout of the premises will largely remain the same with the till located at the rear of the premises. He confirmed that all persons making sales of alcohol would be personal licence holders. He further confirmed that the CCTV system at the shop would link back to the head office so that operations could be monitored both at the shop and from the head office.

He confirmed that the Applicant had accepted all of the Metropolitan Police Services save for the first proposed amendment as contained in their correspondence of 3rd September 2010; such amendments to become conditions of the licence in the event that a licence was granted. With regard to the first proposed amendment, Mr Ranatunga advised that he was of the opinion that the phrase was not sufficiently precise as to be enforceable and was therefore unsuitable to be included as a condition. Mr Patel, in response to questions posed by Mr Ranatunga, confirmed that he intended that all transactions for sale of alcohol would be carried out by personal licence holders only.

In response to representations submitted by Mr & Mrs Briskman, Mr Ranatunga requested Councillors to take into account the fact that once patrons leave the premises, they are beyond the control of the premises licence holders. He confirmed that the shop wishes to work with the community in order to ensure that the premise does not become a source of nuisance.

In response to questions from the Sub-Committee, Mr Ranatunga advised that the Applicant had been trading in Westminster since 1993 with no infringements. He further confirmed that the CCTV system was linked to all stores and will relay to the head office. Questions established that a school was in proximity to the premises. In response to concerns raised from Councillors regarding the possibility of children attempting to purchase alcohol after school, the applicant agreed to a condition being placed on the licence that 2 persons would be present in the shop from 15h00.

Sgt Meens confirmed that the conditions had been accepted; with the first condition being withdrawn as it was not sufficiently precise. He advised that he was satisfied that the measures to be introduced would ensure that the premises were run in a manner which would uphold the licensing objectives.

The Sub-Committee had considered all the relevant evidence made available to it and in doing so had taken into account the Licensing Act 2003, the Guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003, the Council's Statement of Licensing Policy and Licensing objectives. In particular, the Sub Committee had taken note of paragraphs 2.38 and 10.11 of the Secretary of State's Guidance under Section 182 of the Licensing Act 2003.

The Sub-Committee decided, on the balance of probabilities to grant the application as applied for subject to the following conditions:

	<ol style="list-style-type: none"> 1. A CCTV camera system with 8 cameras shall be maintained in effective working order; 2. The system shall be capable of recording at a speed of 20 frames per second and retaining images for a period of 30 days and the images shall be available to the Police and Licensing Authority on request, free of charge; 3. One camera shall be positioned outside the store and positioned so that it records persons entering and leaving the store; 4. One camera inside shall be positioned to record activity at the sales point; 5. Once camera inside shall be positioned to record all persons entering and incorporate a head and shoulders image; 6. Other camera shall be placed to show any area where there is a display of alcohol products; 7. All staff shall undergo training which shall be recorded in a log book and at least one member of staff in addition to the Designated Premises Supervisor shall have a personal licence; 8. There shall be two personal licence holders on duty in the premises at all times from 15h00 up to the close of business each day; 9. All transactions of alcohol sales shall be carried out by personal licence holders only; 10. All alcohol products shall be stored in direct line of sight from the cashier's position and shall not be obscured from view by other displays or shelving; 11. The till shall be placed under the counter or be fixed into position on the counter so that it cannot be easily moved; 12. No alcohol products shall be displayed within 2 metres of the door. 	
<p>The meeting, which commenced at 10.00 am, closed at 11.40 am.</p>		

These are the minutes of the above meeting. For more information on any of the resolutions please contact Gill Brice on 01895 250693. Circulation of these minutes is to Councillors, Officers, the Press and Members of the Public.