

# Application for the Grant of a Premises Licence

<b>Committee</b>	Licensing Sub-Committee
<b>Officer Contact</b>	Charlene Ellis, Licensing Officer - 01895 277433
<b>Papers with report</b>	<b>Appendix 1</b> - Application for the grant of a Premises Licence, including proposed plan. <b>Appendix 2</b> - Petition. <b>Appendix 3</b> - Representation from the Metropolitan Police. <b>Appendix 4</b> - Representation from elected ward Member. <b>Appendix 5</b> - Representation from local resident. <b>Appendix 6</b> - Maps of the area and photos of the premises.
<b>Ward name</b>	<b>Yiewsley</b>

## 1.0 SUMMARY

To consider an application for a new Premises Licence in respect of Supermarket, High Street, Yiewsley, UB7 7DS and representations received against the application; in the form of a petition, one responsible authority representation and two interested party representations.

## 2.0 RECOMMENDATION

**2.1 To grant the application for a premises licence, in accordance with the conditions outlined within the proposed operating schedule in Appendix 1 and the conditions put forward by the Metropolitan Police in Appendix 3.**

## 3.0 APPLICATION

3.1 The new Premises Licence application has been made by Mr Manmohan Singh Bajaj via an acting agent, known as Mr Manpreet Kapoor of Personal Licence Courses Ltd. The application is seeking to make licensable activities available in the form of alcohol via retail sales.

### 3.2 Name of applicant

Mr Manmaohan Singh Bajaj c/o Mr Manpreet Kapoor.

### 3.3 Type of application applied for

New Premises Licence.

### 3.4 Description of premises taken from the application form

Off Licence and Convenience Store.

3.5 A copy of the application form and premises plan is attached as **Appendix 1**.

### 3.6 Licensable Activities

<u>Activity</u>		<u>Proposed for new premises licence</u>
Sale of Alcohol:	Consumption on the premises	
	Consumption off the premises	X
Regulated Entertainment:	Plays	
(Indoors Only)	Films	
	Live Music	
	Recorded Music	
	Performances of dance	
	Indoor Sporting Events	
	Boxing/Wrestling	
Late Night Refreshment (on premises only)		

### 3.7 Proposed Licensable Activity Hours and Opening Hours

	<b>Sale of alcohol</b>	<b>Opening Hours</b>
	Proposed hours for Premises Licence	Proposed
<b>Monday</b>	06:00 - 00.00	06:00 - 00.00
<b>Tuesday</b>	06:00 - 00.00	06:00 - 00.00
<b>Wednesday</b>	06:00 - 00.00	06:00 - 00.00
<b>Thursday</b>	06:00 - 00.00	06:00 - 00.00
<b>Friday</b>	06:00 - 00.00	06:00 - 00.00
<b>Saturday</b>	06:00 - 00.00	06:00 - 00.00
<b>Sunday</b>	07:00 - 23.00	07:00 - 23.00

### 3.8 Proposed Operating Schedule and Conditions

3.9 The operating schedule, as proposed by the Applicant, can be found at Section 18 of the application form in **Appendix 1**.

3.10 This demonstrates the steps the applicant proposes to take, in order to promote and uphold the the Licensing Act objectives.

#### 4.0 CONSULTATION

##### 4.1 Closing date for representations

6 April 2016.

##### 4.2 Public Notice published in local newspaper

March 23 2016 - Uxbridge Gazette

4.3 The application was published on the Council's website on 8 March 2016. Responsible Authorities and ward Members were also notified of the application on 8 March 2016.

#### 5.0 REPRESENTATIONS

##### 5.1 RESPONSIBLE AUTHORITIES

One Responsible Authority responded and made a representation;

Responsible Authority	Grounds for Representation	Appendix
Police	Prevention of Crime & Disorder	<b>Appendix 3</b>
Environmental Protection Unit		
Licensing Authority		
Fire Authority		
Public Health		
Trading Standards		
Planning Authority		
Safeguarding Children		
Food, Health & Safety		

5.2 Since submission of the Metropolitan Police representation, the applicant has agreed with the measures proposed and the representation has subsequently been withdrawn. Documentation confirming this agreement is attached as **Appendix 3**.

5.3 All other Responsible Authorities, as shown, with the exception of the Environmental Protection Unit, have not responded and are therefore considered to have no concerns about this application.

5.4 Three representations have been received from other parties:

<b>Other Parties</b>	<b>Ground for Representation</b>	<b>Appendix</b>
Kuljeet Kaur Sehgal - lead petitioner	Protection of Children from Harm, Public Safety	<b>Appendix 2</b>
Cllr Peter Davis - Yiewsley ward Member	Crime & Disorder, Prevention of Public Nuisance, Protection of Children from Harm, Public Safety	<b>Appendix 4</b>
Kuljeet Kaur Sehgal - local resident	Crime & Disorder, Prevention of Public Nuisance, Protection of Children from Harm, Public Safety	<b>Appendix 5</b>

## **6.0 BACKGROUND INFORMATION**

6.1 Other licences held;

None.

6.2 Designated Premises Supervisor

The proposed Designated Premises Supervisor is named as Mr Manmohan Singh Bajaj.

6.3 Description of the Premises

The premises are situated in Yiewsley High Street and are sited amongst approximately seven other retail units in the same parade. In addition to this, there are other retail outlets and a large supermarket, school and residential dwellings nearby.

The property is currently unoccupied and refurbishment work is currently being undertaken at the site, as seen in photos attached as **Appendix 6**.

There are ticketed parking bays to the front of the premises.

6.4 Other licensed premises nearby

A map of the area and photos of the premise are attached as **Appendix 6**.

The nearby neighbouring licensed premises are shown on the map the details of which are outlined below:

<b>Nearby Licensed Premises</b>	<b>Authorised Licensable Activity</b>	<b>Trading Times</b>
Morrison's Supermarket 41-67 High Street Yiewsley, UB7 7QQ	Sale by retail of alcohol	Monday to Sunday 06.00 to 00.00 hours
Peri Peri Original 77 High Street Yiewsley, UB7 7QH	Provision of Late Night Refreshment	Sunday to Thursday 11:00 to 00:00 hours Friday and Saturday 11:00 to 01:00 hours
KFC 78/80 High Street Yiewsley, UB7 7DS	Provision of Late Night Refreshment	Sunday to Thursday 10.00 to 01.00 hours Friday and Saturday 10.00 to 02.00 hours
Iceland, 92-104 High Street Yiewsley, UB7 7BQ	Sale by retail of alcohol	Monday to Saturday 08.00 to 23.00 Sunday 10.00 to 22.30
Savers Unit 4,106a High Street Yiewsley, UB7 7QH	Sale by retail of alcohol	Monday to Saturday 08.30 to 19.00 hours Sunday 10:00 to 18:00 hours Seasonal Variations: Opening hours extended to but to cease at 21:00 hours from 14 November to 24 December annually.
Pizza Go Go 118 High Street Yiewsley , UB7 7QL	Provision of Late Night Refreshment	Monday to Sunday 11.00 to 01.00 hours
Reena's 6 / 8 Fairfield Road Yiewsley, UB7 8EX	Sale by retail of alcohol	Monday to Saturday 08.00 to 23.00 hours Sundays 10.00 to 22.30 hours Seasonal Variations: Good Friday 08.00 to 22.30 hours Christmas Day 12.00 to 15.00 and 19.00 to 22.30 hours

## **7.0 OFFICER'S OBSERVATIONS**

### 7.1 Observations

7.2 The property has no record of holding a previous alcohol licence.

### 7.3 S182 Guidance

The Committee's attention is drawn to Section 2 of the S182 Guidance, which addresses all four Licensing Act 2003 objectives.

## **8.0 LEGAL CONSIDERATIONS**

### LEGAL COMMENTS

When considering licence applications, the Sub-Committee shall carry out its functions with a view to taking steps it considers appropriate for promoting the licensing objectives. The licensing objectives are:

- Prevention of crime and disorder/
- Public Safety.
- Prevention of public nuisance.
- Protection of children from harm.

The Sub-Committee must ensure that all licensing decisions:

- Have a direct relationship to the promotion of one or more of the four licensing objectives.
- Have regard to the Council's Statement of Licensing Policy.
- Have regard to the Secretary of State's guidance.
- Must not be subject to a blanket policy to the extent that it is applied so rigidly that an exercise of discretion in each individual case is precluded.

The Sub-Committee is advised that when considering applications for a new premises licence, regard must be had to any relevant representations that are made before taking such steps (if any) as it considers necessary for the promotion of the licensing objectives. The steps are:

- Grant the application.
- Grant the application, subject to conditions the Sub-Committee considers necessary to promote the licensing objectives.
- Exclude from the scope of the licence any licensable activity(ies) to which the application relates.
- Refuse to specify a designated premises supervisor.
- Reject the application.

Officers have provided the Sub-Committee with recommendations related to this application. Subject to the above-mentioned factors having been properly considered, the Sub-Committee may depart from the recommendations if there are good reasons for doing so. The Sub-Committee is advised that such departures could give rise to an appeal or judicial review.