



Minutes of the Licensing Sub-Committee

22 August 2013

-: Present :-

Councillors Addis, Doggett and Ellery

(Also in attendance: Councillor Thomas (D))

14. Election of Chairman/woman

Councillor Addis was elected as Chairman for the meeting.

15. Licensing Act 2003 – An application for a Premises Licence – Bargain Booze, 105 Foxhole Road, Paignton TQ3 3SU

Members considered a report for an application for a Premises Licence in respect of Bargain Booze, 105 Foxhole Road, Paignton TQ3 3SU.

Written Representations received from:

Name	Details	Date of Representation
Member of Parliament	Representation received in respect of the Licensing Objectives 'The Protection of Children from Harm,' 'The Prevention of Public Nuisance' and 'Public Safety.'	30 July 2013
Ward Councillor	Representation received in respect of Licensing Objectives 'The Prevention of Crime and Disorder' and 'The Prevention of Public Nuisance.'	29 July 2013
Members of the Public	Two Representations received in respect of the Licensing Objectives 'The Protection of Children from Harm,' 'The Prevention of Public Nuisance' and 'Public Safety.'	Various dates

Members noted the additional documentation circulated with the Agenda which outlined Bargain Booze the Company, excerpts from the internal and external training and other policies.

Oral Representation received from:

Name	Details
The Applicant's Legal Representative	The Applicant's Legal Representative outlined the application, as set out in the submitted documents and responded to Members questions.
Member of the Public and Ward Councillor	Interested parties highlighted their concerns in respect of the Application and responded to Members questions.

Members noted there have been no Representations received from any Responsible Authority.

Copies of the Minutes of a Licensing Sub-Committee dated 28 July 2011 in respect of an application for a Premises Licence in respect of PB Stores, 105 Foxhole Road, Paignton TQ3 3SU and a Case Law document were made available to Members as these were referred to in the Oral Representation.

Decision:

That the application for a Premises Licence in respect of Bargain Booze, 105 Foxhole Road, Paignton TQ3 3SU be granted as applied for, subject to the following two additional Conditions;

That the notice as circulated at Committee hearing by the Applicant's Legal Representative be prominently displayed within the store and an A3 size of the notice be displayed in a prominent position in the window of the premises; and

That in 'all due diligence' a refusal log must be kept to record when sales of alcohol are challenged or refused and that this log shall be made available to the Police and the Local Authority, upon request.

Reason for Decision:

Having carefully considered all the Oral and Written Representations, Members gave due consideration of the concerns raised by the Interested Parties in particular respect to the Protection of Children from Harm and Anti Social Behaviour, however they noted the absence of any Representation from Safeguarding Children, Trading Standards and the Police in support of these concerns or of the application itself.

Having heard from the applicants Legal Representative on issues raised by the Interested Parties, Members were reassured that the Conditions imposed on the Premises Licence would alleviate these concerns and that compliance by the Premises Licence Holders and their staff of the manual as circulated at Committee would promote the Licensing Objectives.

Chairman
