

REVIEW OF PREMISES LICENCE –

Licensing Sub-Committee

Wednesday 17th April 2018

1.0 Purpose of Report

- 1.1 To consider a request from Northamptonshire Police for the Review of the Premises Licence for Mini Market, Market Square, Northampton, NN1 2DF.

2.0 Summary

- 2.1 This review application was received on the 13th February 2018 and was submitted in accordance with the licensing objective(s) for;

- The Prevention of Crime and Disorder

- 2.2 The current licence holder of Mini Market is Selva Karthick Balusamy.

3.0 Consultations/Representations

- 3.1 When a request for the review of a premises licence or club premises certificate is received, the licensing authority must display a notice at or near the premises, and on the council's website. This gives responsible authorities and any other interested parties the opportunity to make representations in relation to the review application. It is the responsibility of the applicant to serve a copy of the review application onto the licence holder and the responsible authorities.

- 3.2 The local authority displayed the obligatory notice on the 14th February 2018.

- 3.3 There have been no representations received from any other parties.

4.0 Attendance

- 4.1 The local authority is required to request confirmation of attendance from all interested parties. The following have confirmed attendance at today's hearing:

Mr Graham Hopkins Licensing Consultant on behalf of Licence Holder Selva Karthick Balusamy: and,

PC Chris Stevens Northampton Shire Police.

5.0 Premises Licence Details

- 5.1 Licence Number: PL1033

The current Licence Holder of the premises is:

Selva Karthick Balusamy

The current Designated Premises Supervisor is:

Selva Karthick Balusamy
Personal Licence Number PA2790
Issued by Northampton Borough Council

The premises is licensed for the following activities and times:

Off Sales of Alcohol:

Monday – Sunday 10:00am- 00:00pm.

Opening Hours:

Monday – Sunday 07:00am –00:00pm.

6.0 Options

6.1 At the end of the consultation period the licensing authority must hold a hearing. It must take such steps as it considers appropriate for the promotion of the licensing objectives, which are:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and,
- the protection of children from harm.

The steps the Sub-Committee can take are to:

- (a) modify the conditions of the licence;
- (b) exclude a licensable activity from the licence;
- (c) remove the designated premises supervisor;
- (d) suspend the licence for a period not exceeding 3 months;
- (e) revoke the licence.

6.2 If the Panel takes the steps referred to in 6.1 (a) or (b) it may decide that the step only takes effect for a limited period (not exceeding 3 months) which it specifies.

6.3 If the Panel excludes a licensable activity under (b) this would have the effect of suspending or revoking the licence since the only licensable activity is the sale of alcohol.

7.0 Policy Considerations

7.1 Northampton Borough Councils Statement of Licensing Policy

7.2 s.182 Guidance Licensing Act 2003

Section 11 & 13 gives guidance for determination of this application.

Subsections 11.16 to 11.28 highlights the elements of the Guidance that are most relevant with respect to this application. This is not exhaustive and guidance should be considered fully prior to making decisions with respect to applications.

8.0 Committee

Each application must be considered on its own merits and any additional or modified conditions attached to the licence must be tailored to the individual style and characteristics of the premises and events concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions. Standardised conditions should be avoided and indeed, may be unlawful where they cannot be shown to be appropriate for the promotion of the licensing objectives in any individual case.

Appendix No	Title
1.	Application
2.	Premises Licence PL0130
3.	Blue Notice of application for review
4.	Statement of Home Office
5.	Statement of PC Chris Stevens
6.	Statement of SLEO Ian Ellis
7.	CCTV Report
8.	Additional Documents
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