

REVIEW OF PREMISES LICENCE –

Licensing Sub-Committee

Thursday 6th December 2018

1.0 Purpose of Report

- 1.1 To consider a request from Northamptonshire Police for the Review of the Premises Licence for Fairfield News, 12 Fairfield Road, Northampton, NN2 7ED.

2.0 Summary

- 2.1 The review application was received on the 12th October 2018 and submitted in accordance with licensing objective(s) for;

- The Prevention of Crime and Disorder & Protection of children from harm.

- 2.2 The current licence holder is Mr Amirthalingam Krishnakumar who has held the licence since 22/03/2011. A copy of the licence is attached as Appendix 2.

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 a 28 day period for 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. The applicant has confirmed on the application form that they have served copies as required. A copy of the application is attached as Appendix 1.

- 3.2 The local authority displayed the obligatory notice on the 15th October 2018. A copy of the notice is attached as Appendix 3.

- 3.3 During the 28 day period 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;

PC Chris Stevens, Northamptonshire Police; and,

Mr Frank Fender – FJF Licensing Solutions, representing Mr Krishnakumar.

5.0 Premises Licence Details

5.1 Licence Number: PL0049

The current Licence Holder of the premises is:

Mr Amirthalingam Krishnakumar

The current Designated Premises Supervisor is:

Mrs Sivagini Krishnakumar
Personal Licence Number PA1303
Issued by Northampton Borough Council

The premises is licensed for the following activities and times:

Off Sales of Alcohol:

Monday – Saturday 08:00 – 23:00

Sunday – 10:00- 22:30

Good Friday – 08:00- 22:30

Bank Holiday – 08:00 – 22:30

Christmas Day – 12:00 – 15:00 & 19:00 – 22:30

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

e. to revoke the licence.

If the sub-committee decide to take steps a. or b. it may provide that the modification or exclusion has effect for a limited period not exceeding 3 months.

7.0 Policy Considerations

7.1 Northampton Borough Council Statement of Licensing Policy

7.2 s.182 Guidance Licensing Act 2003

Section 11 gives guidance for determination of this application.

Subsections 11.16 to 11.28 highlight the elements of the Guidance that are most relevant with respect to this application. This is not exhaustive and the 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 conditions attached to licences and certificates 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 necessary for the promotion of the licensing objectives in any individual case.

Appendix No	Title
1.	Application
2.	Premises Licence PL0049
3.	Blue Notice
4.	Additional documents
Report Author	Eleanor Flannery Licensing Enforcement Officer