

REVIEW OF PREMISES LICENCE –

Licensing Sub-Committee

Monday 8th January 2018

1.0 Purpose of Report

- 1.1 To consider a request from Northamptonshire Police for the Review of the Premises Licence for Nene valley Stores at 66 St Andrews Street, Northampton.

2.0 Summary

- 2.1 This review application was received on the 15th November 2017 and submitted in accordance with the licensing objective(s) for;
- The Prevention of Crime and Disorder
- 2.2 The current licence holder of Nene Valley Stores is Sathasivam Mahinthan.

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 15th November 2017.
- 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;

John Birch Agent on behalf of Licence Holder Sathasivam Mahinthan

Sgt Martin O'connell Northampton Shire Police.

5.0 Premises Licence Details

- 5.1 Licence Number: PL1069

The current Licence Holder of the premises is:

Sathasivam Mahinthan

The current Designated Premises Supervisor is:

Sathasivam Mahinthan
Personal Licence Number PA2173
Issued by Northampton Borough Council

An application to vary the Designated Premises Supervisor was received by Northampton Borough Council 21st November 2017 removing Mr Sarma and changing this to Mr Mahinthan however the attached Premises licence has not yet been updated due to technical issues.

The premises is licensed for the following activities and times:

Off Sales of Alcohol:

Monday – Saturday	08:00am – 11:00pm
Sunday	10:00am – 10:30pm
Bank Holiday	08:00am – 10:30pm
Good Friday	08:00am – 10:30pm
Christmas Day	Noon – 3:00pm & 7:00pm – 10:30pm

Opening Hours:

Friday – Saturday	08:00am – 11:00pm
Sunday	10:00am – 10:30pm

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
- the protection of children from harm

The steps the Sub-Committee can take are to:

- to modify the conditions of the licence;
- to exclude a licensable activity from the licence;
- to suspend the licence for a period not exceeding 3 months;
- to revoke the licence.

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 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 PL0130
3.	Blue Notice
4.	Additional Documents
Report Author	Eleanor Flannery Licensing Enforcement Officer