

## **LICENSING SUB-COMMITTEE**

Thursday, 10th November, 2011

**Present:-**

Councillors

Lewis, R Slater and S Tagg

### **3. PREMISES LICENCE APPLICATION PERFECT PIZZA**

Having taken into account the Licensing Act 2003 and the Guidance issued under Section 182 of the Act, the Council's Statement of Licensing Policy and also the fact that the Police and a number of Interested Parties had objected to the application on the basis that to grant the application would undermine the Crime and Disorder and Public Nuisance Licensing Objectives.

The Committee considered those Licensing Objectives in the light of what had been said and listened to the arguments put forward.

It was noted that the police had agreed a number of conditions with the applicant and were prepared to withdraw their objection if such conditions were included. None of the interested parties had given evidence at the hearing.

The Committee were persuaded that to grant the application would not offend the relevant licensing objectives subject to the conditions which would be referred to. The Committee took into account the recent Thwaites case in the High court which made it clear that all determinations of licensing applications should be made on empirical evidence and should take no account of speculative evidence. The Committee were not convinced that the application would cause any additional nuisance or antisocial behaviour. In particular this was confirmed by a number of letters which were produced in favour of the granting of the application. Therefore subject to the conditions referred to, the Committee were prepared to grant a licence for the premises on a Friday and Saturday night only from 23.00-24.00 hours and a notice would be issued to that effect.

The conditions which the Committee were disposed to impose in addition to relevant mandatory conditions and also conditions that were consistent with those listed by the applicant in the operating schedule were:

Firstly those set out in the letter from Staffordshire police to the applicant dated 7<sup>th</sup> October 2011 and confirmed to the Licensing Authority on 10<sup>th</sup> October 2011. Further the Committee considered that the following conditions were necessary and proportional:

That clear and legible notices be displayed at all exits used by customers asking patrons to report the needs of local residents and to leave quietly.

That members of staff monitor the car parking area outside the premises on a 20 minute basis during the continuance of this licence for the purpose of minimising disturbances from its own vehicles and those of the customers.

**4. APPLICATION FOR A PREMISES LICENCE HOME BARGAINS**

There had been no representations to the application other than those from Staffordshire Police. An agreement had previously been reached between the applicant and the Police based upon the inclusion of certain conditions on the Licence.

The Committee granted the Licence as requested with the inclusion of the conditions requested by Staffordshire Police.

**Chair**