



Licensing Act 2003  
Premises Licence – Detail

<b>Sainsbury's Supermarket</b> 146-158 High Street Stocklund Square Cranleigh Surrey GU6 8RF	Licence number: WAV2007PREM/0868		
	Valid From: 26th July 2007		
	Valid until:		
	Telephone: 01483 268651		
Licensable Activities Authorised by the Licence and times these activities may be carried on:			
Activity (and area if applicable)	Description	Time From:	Time To:
Sale by Retail of Alcohol	Monday – Saturday	0800	2300
	Sunday	1000	2230
Non-standard Timings:	Good Friday 0800 - 2230 Christmas Day 1200 - 1500 and 1900 - 2230		

The opening hours of the premises: -

Where the licence authorises supplies of alcohol, whether this alcohol is to be consumed on and/ or off the premises: Off the premises

Name & (registered) address of holder of premises licence: Sainsbury's Supermarket Limited  
33 Holborn  
London  
EC1N 2HT

Registered number of holder, for example company number, charity number (where applicable): 03261722

Name of designated premises supervisor where the premises licence authorises the supply of alcohol: Mr Thomas Mark Bolland

Whether access to the premises by children is restricted or prohibited: No restrictions

## Annex 1 – Mandatory Conditions

No supply of alcohol may be made under the premises licence:

- At a time when there is no designated premises supervisor in respect of the premises licence.
- At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

## Annex 2 – Conditions consistent with the operating schedule

Supply of alcohol Standard days and timings			The sale of alcohol to be for consumption	On The Premises	
				Off The Premises	X
				Both	
Day	Start	Finish	Seasonal variations for the sale/supply of alcohol		
Mon	0800	2300	Good Friday 0800 - 2230		
			Christmas Day 1200 - 1500 and 1900 - 2230		
TUE	0800	2300			
WED	0800	2300			
THU	0800	2300	Non standard timings.		
			N/A		
FRI	0800	2300			
SAT	0800	2300			
SUN	1000	2230			

Name and Details of the individual whom specified on the licence as premises supervisor	
Name	Thomas Mark Bolland
Address Line	12 Houlton Court
Address Line	
Town/City	Bagshot
County	Surrey
Post-Code	GU19 5QQ
Personal Licence Number ( If Known)	SHDCPER-0915
Issuing Licence authority(If Known)	Surrey Heath Borough Council, Surrey Heath House, Knowl Road, Camberley, Surrey, GU15 3HD
Expiry date	29.6.2015

### Embedded Restrictions

#### 1. Permitted Hours

Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours means:

- a) On weekdays, other than Christmas Day, 0800-2300
- b) On Sundays, other than Christmas Day, 1000-2230
- c) On Christmas Day, 1200-1500 and 1900-2230
- d) On Good Friday, 0800-2230

### **Restrictions**

The above restrictions do not prohibit:

- a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
- b) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- c) the sale of alcohol to a trader or club for the purposes of the trade or club;
- d) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces.

2. Alcohol shall not be sold in an open container or be consumed on the licensed premises.

### **Annex 3 – Conditions attached after a hearing by the licensing authority**

N/A

### **Annex 4 - Plans**

Attached



## Application to vary a premises licence under the Licensing Act 2003

### PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.  
 If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I/We Sainsbury's Supermarkets Limited

*(Insert name(s) of applicant)*

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

<b>Premises licence number</b> WAV2007PREM/0868
----------------------------------------------------

### Part 1 – Premises Details

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Sainsbury's 140-158 High Street Strocklund Square			
<b>Post town</b>	Cranleigh	<b>Post code</b>	GU6 8RF

<b>Telephone number at premises (if any)</b>	
<b>Non-domestic rateable value of premises</b>	£328,500

### Part 2 – Applicant details

<b>Daytime contact telephone number</b>	020 7695 4000		
<b>E-mail address (optional)</b>			
<b>Current postal address if different from premises address</b>	33 Holborn  All correspondence to:  Winckworth Sherwood (Ref: DXC/26508/772/RPB) 35 Great Peter Street London SW1P 3LR		
<b>Post Town</b>	London	<b>Postcode</b>	EC1N 2HT

**Part 3 - Variation**

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day Month Year

--	--	--

**Please describe briefly the nature of the proposed variation** (Please see guidance note 1)

A supermarket selling a broad range of groceries, household products and alcohol. Situated at 146-158 High Street, Stocklund Square, Cranleigh, Surrey, GU6 8RF

Extension of the hours for the sale of alcohol to 0700-2300 daily.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

--

## Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

### Provision of regulated entertainment

Please tick yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

### Provision of entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

M

Amended page - Box M.

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	0700	2300			
Tue	0700	2300			
Wed	0700	2300			
Thur	0700	2300	<b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Fri	0700	2300			
Sat	0700	2300			
Sun	0700	22.30			



M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
Day	Start	Finish		Off the premises	<input checked="" type="checkbox"/>
Mon	0700	2300	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue	0700	2300			
Wed	0700	2300			
Thur	0700	2300	<b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Fri	0700	2300			
Sat	0700	2300			
Sun	0700	2300			

*Box M re submitted*

N

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children** (please read guidance note 8)

The premises sell alcohol and other age related products

O

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	00.00	24.00	
Tue	00.00	24.00	
Wed	00.00	24.00	
Thur	00.00	24.00	
Fri	00.00	24.00	
Sat	00.00	24.00	
Sun	00.00	24.00	<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5)  The applicant may elect not to open the store 24 hours a day every day but requires the flexibility to do so subject to statutory or operational restrictions.

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

The hours for the sale of alcohol are currently restricted to:

Monday to Saturday: 0800 to 2300  
 Sunday: 1000 to 2230

Good Friday: 0800 to 2230  
 Christmas Day: 1200 to 1500 and 1900 to 2230

The above restrictions would be removed as a consequence of the proposed variation.

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)**

**b) The prevention of crime and disorder**

1. A CCTV system will be installed, or the existing system maintained, such system to be fit for the purpose.
2. The system will incorporate a camera covering each of the entrance doors and the alcohol display areas and will be capable of providing an image which is regarded as identification standard. The precise positions of the cameras may be agreed, subject to compliance with Data Protection legislation, with the police from time to time.
3. The system will incorporate a recording facility and any recording shall be retained and stored in a suitable and secure manner for a minimum of 31 days and shall be made available, subject to compliance with Data Protection legislation, to the police for inspection on request. If the premises are using a video recording system, the cassette tape shall be used on no more than 12 occasions.
4. The system will display on any recording the correct time and date of the recording.
5. A system will be in place to maintain the quality of the recorded image and a complete audit trail maintained.
6. Notices informing customers of the operation of the system shall be prominently displayed.
7. The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.

**c) Public safety**

The applicant will at all times maintain adequate levels of staff. Such staff levels will be disclosed on request, to the licensing authority and police.

**d) The prevention of public nuisance**

Signage will be displayed at the exit of the premises requesting customers leaving the premises late at night to do so quietly and with consideration so as not to disturb nearby residents.

**e) The protection of children from harm**

All cashiers will be trained to require evidence of age from any person seeking to buy alcohol and appearing to the cashier to be under the age of 18. This evidence shall be photographic, such as passport or photographic driving licence until other effective identification technology (for example thumb print or pupil recognition) is introduced. Prominent notices will be displayed at points of sale advising customers that they may be asked to provide evidence of age.

Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 5 – Signatures** (please read guidance note 10)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent** (please read guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	<i>[Handwritten Signature]</i>
Date	9 June 2008
Capacity	Solicitors duly authorised on behalf of the Applicant

**Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent** (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

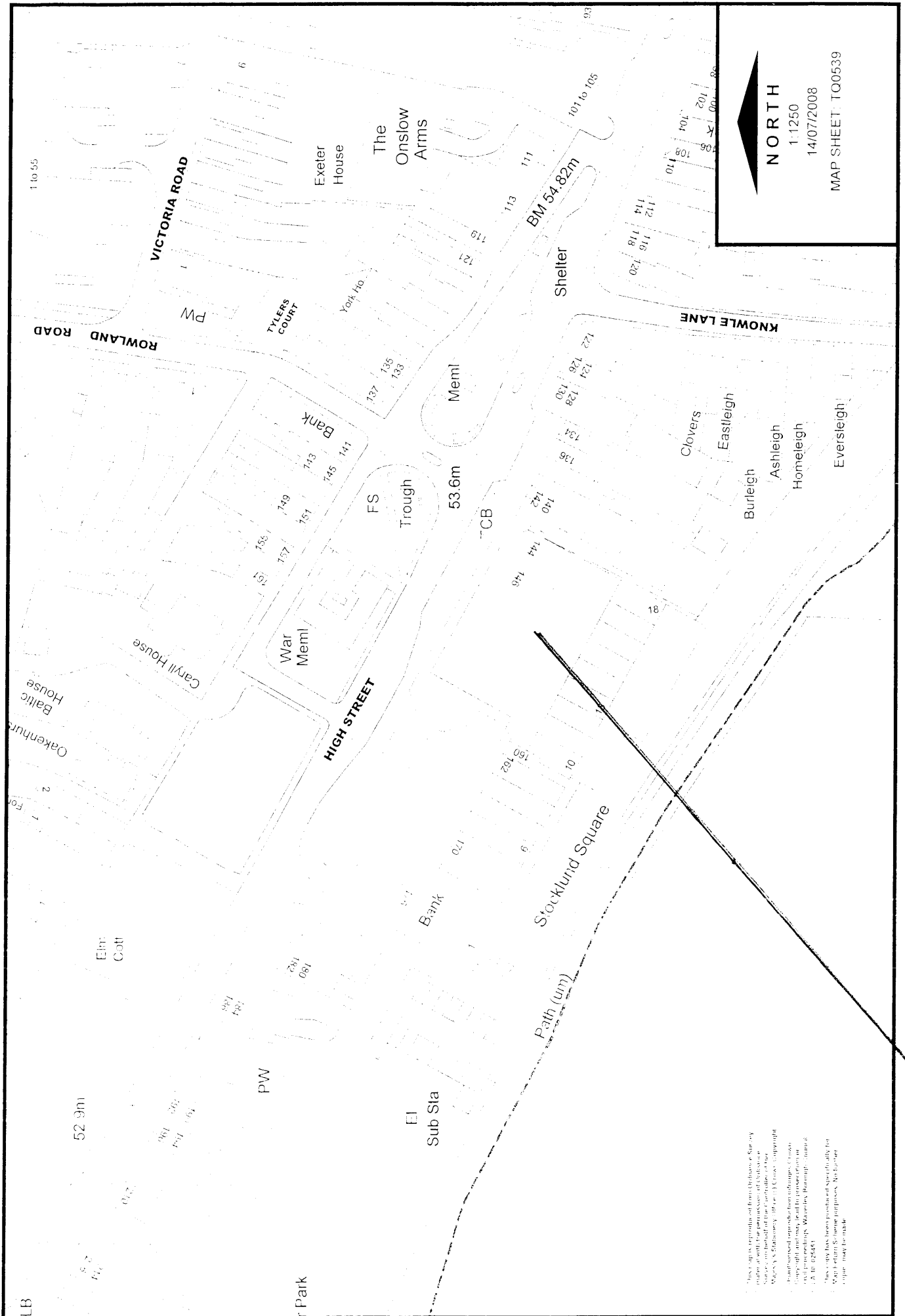
**Contact name (where not previously given) and address for correspondence associated with this application** (please read guidance note 13)


DXC/26508/772/RPB  
 Winckworth Sherwood  
 35 Great Peter Street

Post town London Post code SW1P 3LR

Telephone number (if any) 020 7593 0234

If you would prefer us to correspond with you by e-mail your e-mail address (optional)  
 drcrawford@winckworths.co.uk




**NORTH**  
 1:1250  
 14/07/2008  
 MAP SHEET: TO00539

SAINSBURY'S, STOCKLUND SQUARE, 146-158 HIGH STREET, CRANLEIGH

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 copies may be made.  
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<b>WAVERLEY B.C.</b>	
CHIEF EXECUTIVE'S OFFICE	
PRM	
DATE	25 JUN 2008 REC'D
DATE ACK:	
PASS TO FOR ATTN:	
ACK. CODE	
FILE No.	

Dear Sir,

We strongly object to Sainsbury's application for an extended licence.

It will create further noise and litter to Stockton Square as well as extra traffic to the town centre. Deliveries at the rear of the building outside the agreed delivery time will cause annoyance to the tenants living above Sainsbury's.

Yr

20/01/2017

2

Dear Sir

Ref: DXC/26538/772 RFB

On behalf of my husband and myself I would like to lodge our strong objection to the Licence Application for Sainsbury's Crawley to open between 0700-2500 hours 7 days a week.

We seriously hope the Application will not be granted for the following reasons:

We already suffer greatly from noise mess caused not only by Sainsbury's themselves, but also by drunken youths who already congregate in Station Square, shouting and carrying out the way home of the morning. There are roadie youths who climbed up into the Whitwinds bank roof, which gives access to our Maisonettes. I intend taking this up further with the Police and Whitwinds bank and others.

There have been assaults committed with the glass of the entrance door and rear back door being smashed

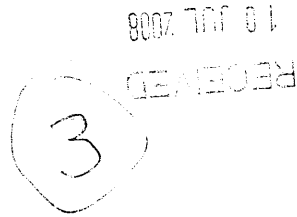
Ref: DXC/26538/772 RFB cont'd

17/01/17

We have also had our garage entrance smashed with a car with a very large dent in the roof. The car was driven over the garage roof. The Police are to visit the area and investigate the incident in the area.

We are serious about the noise and mess caused by the Sainsbury's. It would be a great advantage if we could have the Sainsbury's closed for a few days of our peace of mind that Sainsbury's would not have the noise.

Waverley Borough Council.  
Licensing Unit,  
The Bury's,  
Godalming.



Application to extend hours of sale of alcohol 07:00 to 23:00, 7 day's a week.  
Sainsbury's, Cranleigh.

Dear Sir/Madam,

I strongly object to the above application.

Sainsbury's was granted permission for the current store after a number of binding provisos were agreed and put into place:-

*"Noise and disturbance from operation of the store could be a problem. Applicants are prepared to accept conditions limiting the opening hours of the store to between 7.00am to 10.00pm Mondays to Saturdays and 10.00am to 4.00pm Sundays. In addition, servicing would be limited to times outside 10.00pm and 07.00am. With conditions controlling these matters, sound insulation and positioning of plant and extractors, it is considered that the proposal should not materially harm the residential amenity of the maisonettes."*

Problems with the store adhering to the above have been ongoing since Sainsbury's opened. Noise from the store's night operation waking residents on a regular basis, (separate documentation with Environmental Health Unit), plant noise intrusion and delivery lorries arriving anytime from 05:20am. Various meetings and correspondence with Sainsbury's management have not resolved the problem and requests for an assurance that operating licence requirements will be upheld by the store has not been received...

It is my contention that Sainsbury's is either unable or unwilling to adhere to the conditions by which it was granted permission to build and operate

I submit, that given the above and Sainsbury's perceived contempt for residents, planning and operational regulations and the record of alcohol related problems in the vicinity, it would be a nonsense to grant this application.

RECEIVED

10 JUL 2008

Waverley Borough Council  
Licensing Unit  
The Burys  
Godalming  
Surrey



Application to extend hours of sale of alcohol 07:00 to 23:00, 7 days a week  
Sainsbury's Cranleigh

Dear Sirs,

I have just been made aware of the notice regarding the above application placed in the window of the Sainsbury's store in Cranleigh. As you can see from my address I am a resident of Stocklund Square and live directly above the store.

I would like to object to this application on several grounds:

There were several conditions placed upon Sainsbury's pertaining to the operation of the store and the movement of traffic in the access roads prior to planning permission being granted. Several of these have been regularly breached by Sainsbury's despite repeated requests by residents for them to comply. Heavy vehicle traffic moves on the access road at the rear of the store outside the permitted hours regularly and lorries park with engines running at all hours. Noise from the store carries on all night as the required sound proofing has never been installed and the equipment noise is a continual nuisance. Any extension of the opening hours which will follow if the licensing hours are extended will exacerbate the current situation.

Previous management of the store have restricted opening hours from those granted due to the noise and vandalism that was occurring in the Square. The residents were constantly being disturbed by their door bells being rung and intoxicated people were scuffing the walls and creating disturbances on the maisonette balconies.

The provision of off sales at these hours will once again invite those who have been responsible for these disturbances in the past to return to the Square, probably the worse for wear after spending an evening in the local, to cause more disturbance to the residents.

The hours requested are outside the hours that the store is permitted to open, both on weekdays and particularly on Sunday. What is the point unless approval will be used as a lever to get the opening hours extended.

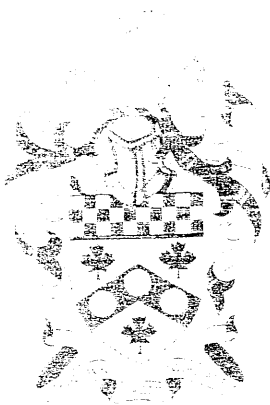
Granting approval will set a precedent for the other liquor outlets in the village to apply for similar permissions. Cranleigh will become the source of early and late hour liquor sales for the area.

It was my impression from recent publicity, that the government was attempting to curb the sale of liquor by supermarkets who use it as a lost leader to entice people into the store. This extension plus the knock on extensions that will be applied for and granted by precedent hardly conforms to this wish to scale down drinking.

Finally, as a party wall neighbour of the Sainsbury's store I fear that our peace will be disturbed even more than it is at the moment by the store enticing more customers in early in the morning and late at night. As mentioned above, the present situation is bad enough, we are very concerned as to what it could descend to.

Sainsbury's have demonstrated that they are not able to or can't be bothered conforming to the restrictions currently imposed upon them by the planning permission obtained. I have no confidence that they will be any more inclined to abide by and conditions that may be applied to this extension if approved.

Yours faithfully



CRANLEIGH PARISH COUNCIL

<b>WAVERLEY B.C.</b>	
CHIEF EXECUTIVE'S OFFICE	
PRM	
DATE	26 JUN 2008 RECD
DATE ACK:	
PASS TO FOR ATTN:	
ACK. CODE:	
FILE No.	

Clerk Pauline Whitehead MFLCM  
Assistant Clerk Mrs A Scally

5

Licensing Unit  
Waverley Borough Council  
Council Offices  
The Burys  
Godalming  
Surrey GU7 1HR

25<sup>th</sup> June 2008

Dear Sirs

Sainsbury's Store, Stocklund Square, Cranleigh

The Parish Council formally opposes the proposal to extend the hours for the sale of alcohol at the above premises, as advertised in the Surrey Advertiser Public Notices, dated 20<sup>th</sup> June 2008.

It is understood that the motivation of Sainsbury's is to harmonise its licensing hours across its outlets in this part of Surrey, but the Council does not consider this a valid reason, as each store should be considered in the context of its own particular location.

The store is situated on the edge of the village conservation area and located in a part of the village where there have recently been several instances of problem behaviour, which, it is suspected are largely alcohol based.

It is noted that the new hours sought are of course subject to the store being open for trading. We are advised by Waverley Borough Council Planning Department that when planning consent was granted for the store, it was a condition that the opening hours were restricted to 7.00 - 22.00 Mon/Sat and 10.00 - 16.00 Sun.

Whilst, the present opening is for a slightly less period during the weekdays of 8.00 - 21.00 Mon/Sat & the same on Sundays, we understand that the present permitted licensing hours are: 8.00 - 23.00 Mon/Sat & 10.00 - 22.30 Sun. Since this extends beyond the approved closing time, it is considered both inconsistent and perverse & any further extension to those times both illogical and anti-social.

The Parish Council would most strongly object to any subsequent request to vary the planning conditions for extended trading and accordingly, requests that this licensing extension is now refused.

Yours faithfully,

Pauline Whitehead  
Clerk to the Council



Council Offices, Village Way, Cranleigh, Surrey GU7 6NF  
Telephone 01483 272311, Fax 01483 277573  
Website: www.cranleighpc.org, e-mail Clerk@cranleighpc.org

- 9.12 The Secretary of State recommends that in borderline cases, the benefit of the doubt should be given to the interested party making the representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it. If it then emerged, for example, that the representation should not be supported, the licensing authority could decide not to take any action in respect of the application.
- 9.13 Licensing authorities should consider providing advice on their websites about how any interested party can make representations to them.

#### DISCLOSURE OF PERSONAL DETAILS OF INTERESTED PARTIES

- 9.14 Where a notice of a hearing is given to an applicant, the licensing authority is required under the Licensing Act 2003 (Hearings) Regulations 2005 to provide to the applicant with the notice and copies of the relevant representations that have been made.
- 9.15 In some exceptional and isolated circumstances interested parties may be reluctant to make representations because of fears of intimidation or violence if their personal details, such as name and address, are divulged to the applicant.
- 9.16 Where licensing authorities consider that the interested party has a genuine and well-founded fear of intimidation and may be deterred from making a representation because of this, they may wish to consider alternative approaches.

- 9.17 For instance, they could advise interested parties to provide the relevant responsible authority with details of how they consider that the licensing objectives are being undermined so that the responsible authority can make representations if appropriate and justified.
- 9.18 The licensing authority may also decide to withhold some or all of the interested party's personal details from the applicant, giving only enough details (such as street name or general location within a street) which would allow an applicant to be satisfied that the interested party is within the vicinity of the premises. However, withholding such detail should only be considered where the circumstances justify such action and the licensing authority is satisfied that the complaints are not frivolous or vexatious.

#### HEARINGS

- 9.19 Regulations governing hearings may be viewed on the DCMS website. If the licensing authority decides that representations are relevant, it must hold a hearing to consider them. The need for a hearing can only be dispensed with by the agreement of the licensing authority, the applicant and all of the parties who made relevant representations. In cases where only 'positive' representations are received, without qualifications, the licensing authority should consider whether a hearing is necessary. To this end it may wish to notify the interested parties concerned and give them the opportunity to withdraw their representations. This would need to be done in sufficient time before the hearing to ensure that parties were not put to unnecessary inconvenience.

- 9.20 Responsible authorities should try to conclude any discussions with the applicant in good time before the hearing. If the application is amended at the last moment, the licensing committee should consider giving interested parties time to address the revised application before the hearing commences.
- 9.21 The Regulations require that representations must be withdrawn 24 hours before the first day of any hearing. If they are withdrawn after this time, the hearing must proceed. However, where discussions between an applicant and those making representations are taking place and it is likely that all parties are on the point of reaching agreement, the licensing authority may wish to use the power given within the hearings regulations to extend time limits, if it considers this to be in the public interest.
- 9.22 Applicants should be encouraged to contact responsible authorities before formulating their applications so that the mediation process may begin before the statutory time limits come into effect after submission of an application. The hearing process must meet the requirements of Regulations made by the Secretary of State. Where matters arise which are not covered by the Regulations, licensing authorities may make arrangements as they see fit as long as they are lawful.
- 9.23 There is no requirement in the Act for responsible authorities that have made representations to attend, but it is generally good practice and assists committees to reach more informed decisions. Where several responsible authorities within a local authority have made representations on an application, a single local authority officer may represent them at the hearing if the responsible authorities and the licensing authority agree. However, an officer of the licensing authority may not perform this role which would compromise the licensing authority's independence.
- 9.24 As a matter of practice, licensing authorities should seek to focus the hearing on the steps needed to promote the particular licensing objective which has given rise to the specific representation and avoid straying into undisputed areas. A responsible authority or interested party may choose to rely on their written representation. They may not add further representations to those disclosed to the applicant prior to the hearing, but they may expand on their existing representation.
- 9.25 In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the licensing authority must give appropriate weight to:
- the steps that are necessary to promote the licensing objectives;
  - the representations (including supporting information) presented by all the parties;
  - this Guidance;
  - its own statement of licensing policy.
- 9.26 The licensing authority should give its decision at once, unless the Act itself states otherwise and provide reasons to support it. This will be important if there is an appeal by any of the parties. Notification of a decision must be accompanied by information on the right of the party to appeal. After considering all the relevant issues, the licensing authority may grant the application subject to such conditions that are consistent with the



operating schedule. Any conditions imposed must be necessary for the promotion of the licensing objectives; there is no power for the licensing authority to attach a condition which is merely aspirational. For example, conditions may not be attached which relate solely to the health of customers rather than their direct physical safety.

- 9.27 Alternatively, the licensing authority may refuse the application on the grounds that this is necessary for the promotion of the licensing objectives. It may also refuse to specify a designated premises supervisor and/or only allow certain requested licensable activities. In the interests of transparency, the licensing authority should publish hearings procedures in full on its website to ensure that interested parties and others have the most current information.
- 9.28 In the context of variations, which may involve structural alteration to or change of use of the building, the decision of the licensing authority will not exempt an applicant from the need to apply for building control or planning consent where appropriate.

