

**WAVERLEY BOROUGH COUNCIL**

**LICENSING SUB-COMMITTEE B – 11 DECEMBER 2017**

---

**Title:**

**LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE –  
CRANLEIGH FOOD AND WINE, EWHURST ROAD, CRANLEIGH, SURREY  
GU6 7AE**

**[Wards Affected: All Cranleigh Wards]**

---

**Summary and Purpose**

1. The purpose of the report is to enable the Sub-Committee to consider an application from Mrs Sutharsini Siuaydgianathan for a new premises licence for Cranleigh Food and Wine, Cranleigh, Surrey GU6 7AE, where 17 relevant representations have been received.

**Background**

2. An application has been received for a new premises licence for the ground floor of this retail unit previously trading as 'Content-a-Pet'. In brief, the application proposes that the licence will authorise the sale of alcohol for consumption off the premises only.

**Activities Sought under this Licence Application**

3. The applicant seeks to license the premises as shown below. An extract of the relevant pages from the application form is attached at Annexe 1. Also attached to this report at Annexe 2 is a plan showing the area of the premises with the licensable area outlined in red, and a plan showing the surrounding properties. In summary, the applicant seeks the following activities in the new licence, if granted. Please see the application at Annexe 1 for full details of the proposed licensable activities.
  - Sale of Alcohol: (Off the premises only)  
0800 to 2300 Monday to Saturday  
0800 to 2230 Sunday
  - Opening hours:  
0800 to 2300 Monday to Sunday

**Licensing Objectives**

4. The four Licensing Objectives of the Licensing Act 2003 are set out below. Any representations for consideration must relate to one or more of these objectives, and representations must be from the responsible authorities under this legislation and/or any other persons.

1. the prevention of crime and disorder
2. public safety
3. the prevention of public nuisance
4. the protection of children from harm

### **Representations received**

#### Responsible Authorities

5. There have been no relevant representations received from any of the Responsible Authorities.

#### Other Persons

6. Besides Responsible Authorities, “other persons” may make representations. There have been seventeen (17) relevant representations from “other persons”. The representations are attached at Annexe 3.

### **What the Sub-Committee may do**

7. The Sub-Committee, after hearing from the applicant and those making representations, must take one or more of the steps listed below (if any) as it considers appropriate for the promotion of the Licensing Objectives. Reasons must be given by the Sub-Committee for any decision made, since there is an opportunity for any applicant or any objector to appeal to the Magistrates’ Court against the Licensing Sub-Committee’s decision. The steps are:
  - Grant the licence subject to such conditions as are consistent with the operating schedule, modified to such extent as the Sub-Committee considers appropriate for the promotion of the licensing objectives, and any mandatory conditions;
  - Exclude from the scope of the licence any of the licensable activities to which the application relates;
  - Refuse to specify a person as the designated premises supervisor;
  - Reject the application.
8. Revised Guidance issued under Section 182 of the Licensing Act 2003, available at:

[https://www.gov.uk/government/uploads/system/uploads/attachment\\_data/file/607237/182Guidance\\_05\\_04\\_17.pdf](https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/607237/182Guidance_05_04_17.pdf)

The Guidance will be available for reference purposes at the meeting.\* Particular attention is drawn to:

- Conditions – paragraphs 1.16-1.17 and 10.1 to 10.66
- The Licensing Objectives – paragraphs 2.1–2.31
- Hearings - paragraphs 9.31 to 9.44

## **Recommendation**

The Sub-Committee is requested to consider the application for a premises licence on its merits.

Section 35(3) Licensing Act 2003 provides that the Sub-Committee, having regard to the relevant representations made, must take such of the following steps (if any) as it considers appropriate for the promotion of the licensing objectives:

- To grant the licence subject to such conditions as are consistent with the operating schedule modified to such extent as the Sub-Committee considers appropriate for the promotion of the licensing objectives, and any mandatory conditions;
- To exclude from the scope of the licence any of the licensable activities to which the application relates;
- To refuse to specify a person as the premises supervisor;
- To reject the application.

---

## **Background Papers**

Application referred to above; representations referred to above.

---

## **CONTACT OFFICER:**

**Name:** Paul Hughes

**Telephone:** 01483 523189

**E-mail:** [paul.hughes@waverley.gov.uk](mailto:paul.hughes@waverley.gov.uk)

\*Those without access to the Internet should contact Paul Hughes in order to access the Guidance