

WAVERLEY BOROUGH COUNCIL
LICENSING SUB-COMMITTEE C
21 SEPTEMBER 2015

LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE –
PREMIER 4S CONVENIENCE STORE, 60-62 WEYHILL, HASLEMERE, SURREY.
GU27 1HN

[Wards Affected: Haslemere Wards]

Summary and Purpose

1. The purpose of the report is to enable the Sub-Committee to consider an application from Mr Sivapalan Sivapathasuntharam for a new premises licence for Premier 4S Convenience Store, 60-62 Weyhill, Haslemere, Surrey GU27 1HN, where one valid representation has been received.

Background

2. An application has been received for a new premises licence for this retail premises (supermarket) selling a range of goods and services. The application proposes that the licence will authorise the premises to sell alcohol from Monday to Sunday 0700 hours to 2300 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 document at Annexe 2 is a plan showing the area of the premises and surrounding properties. In brief summary, the applicant seeks the following activities in the new licence, if granted. Please see application for activities in full.

- Sale of Alcohol:
0700 to 2300 Monday to Sunday (Box M)
- Opening hours:
0700 to 2300 Monday to Sunday (Box O)
- Box P to address the four licensing objectives is also reproduced.

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 representations from any of the responsible authorities.

Other Persons

6. Besides Responsible Authorities, “other persons” may make representations. There has been one valid representation from “other persons”. The representation is 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 premises supervisor;
 - Reject the application.
8. Relevant Government Guidance to local authorities under Section 182 of the Licensing Act 2003 will be available for reference purposes at the meeting, in relation to:
 - Hearings - paragraphs 9.30 to 9.43
 - Conditions - paragraphs 10.1 to 10.61, 1.16-1.17- and 15.20-15.37
 - The Licensing Objectives – paragraphs 2.1–2.35.

Recommendation

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

Having regard to the representation made, the Sub-Committee must take such of the steps outlined below (if any) as it considers appropriate for the promotion of the Licensing Objectives. Those steps are:

- 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.

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