

REPORT TO ALCOHOL, ENTERTAINMENT AND LATE NIGHT REFRESHMENT COMMITTEE

REPORT OF: COMMUNITY SAFETY & LICENSING MANAGER

REPORT NO: ENV 560

DATE: 22 December 2011

TITLE:	Application for the grant of a New Premises Licence - Quick Shopper, Grantham	
KEY DECISION OR POLICY FRAMEWORK PROPOSAL:	N/A	
PORTFOLIO HOLDER: NAME AND DESIGNATION:	Councillor Paul Carpenter Engagement and Corporate Services Portfolio holder	
CONTACT OFFICER:	Richard Etherton r.etherton@southkesteven.gov.uk , tel 01476 406190	
INITIAL IMPACT ASSESSMENT:	Carried out and Referred to in paragraph (7) below	Full impact assessment Required:
Equality and Diversity	N/A	N/A
FREEDOM OF INFORMATION ACT:	This report is publicly available via the Your Council and Democracy link on the Council's website: www.southkesteven.gov.uk	
BACKGROUND PAPERS	Statement of Licensing Policy 6 January 2011	

1. RECOMMENDATIONS

- 1.1 That the Licensing Committee consider this application (appendix 1) for a premises licence at a premises known as Quick Shopper Grantham and the views of the representation made by a Responsible Authority (Police) bearing in mind the four licensing objectives:

The Prevention of Crime and Disorder
Public Safety
The Prevention of Public Nuisance
The Protection of children from harm.

- 1.2 Where relevant representations are made, the authority must hold a hearing to consider them, unless the authority, the applicant and each person who has made representations agree that a hearing is unnecessary

- 1.3 The licensing authority should give appropriate weight to;
- (a) The steps that are necessary to promote the licensing objectives
 - (b) The representations (including supporting information) presented by the parties
 - (c) The guidance issued under section 182 of the licensing Act 2003
 - (d) South Kesteven District Council's Licensing policy
- 1.4 If the Authority disagree that a hearing is not necessary then a date must be set to hold a hearing to determine the application and all parties invited to attend.

2. PURPOSE OF THE REPORT/DECISION REQUIRED

- 2.1 The purpose of this report is to provide the Authority with information to enable it to agree a hearing is not necessary or refer determination of the application to a hearing by Licensing Committee.
- 2.2 The decision required is to establish whether any action is required to promote the four licensing objectives set out in section 1.1 of this report.

3. DETAILS OF REPORT

- 3.1 On 7 November 2011, the applicant attended at the council offices and intended to transfer the existing premises licence from the existing premises licence holder to himself, he stated to a licensing officer that the existing premises licence holder had gone bankrupt 2/3 months ago.
- 3.2 A premises licence lapses if the holder of the licence becomes insolvent and the licence is not transferred within a 7 day period.
- 3.3 The applicant was informed as a 3.2 and agreed to apply for a new premises licence. The existing premises licence holder has made no contact with South Kesteven licensing section re the insolvency and is unable to be contacted.
- 3.4 On the 14 November 2011, an application for a new premises licence for Quick Shopper, Bridge End Road, Grantham was received (Appendix 1) refers.
- 3.5 The application was to have the premises open for a 24 hour period and also the Supply of alcohol for 24hours, shown below -
- | | |
|-------------------|--------------------------------|
| Opening hours | Monday to Sunday 00.00 - 24.00 |
| Supply of alcohol | Monday to Sunday 00.00 - 24.00 |
- 3.6 One representation was received with regards to this application from the Lincolnshire Police (Appendix 2) refers
- 3.7 The applicant and the police have subsequently discussed the opening hours requested for the supply of alcohol and the applicant has agreed to alter his hours.
- 3.8 Supply of alcohol Monday to Sunday 06.00 – 24.00

3.9 Both the applicant and the police feel that an agreement has been reached with regards the hours for the supply of alcohol and therefore a hearing is unnecessary and ask that the application with the new hours at 3.8 be granted. (Appendix 3&4) refer.

4. OTHER OPTIONS CONSIDERED

N/A

5. RESOURCE IMPLICATIONS

N/A

6. RISK AND MITIGATION

N/A

7. ISSUES ARISING FROM EQUALITY IMPACT ASSESSMENT

N/A

8. CRIME AND DISORDER IMPLICATIONS

8.1 Crime and disorder implications will be considered in accordance with the licensing objective and the duty to consider in accordance with s.17 of the Crime and Disorder Act 1998

9. COMMENTS OF FINANCIAL SERVICES

9.1 There are no specific financial comments to make in respect of this report

10. COMMENTS OF LEGAL AND DEMOCRATIC SERVICES

10.1 This is an application for a new premises licence under S17 of the Licensing Act 2003. The committee should consider whether the application is likely to impact on the promotion of the licensing objectives which are set out at paragraph 1.1 above. In reaching the decision the committee should consider, the steps that are necessary to promote the licensing objectives, the representations (including supporting information) presented by all parties, the guidance issued under S182 of the Licensing Act 2003 and the Council's own Licensing Policy. The applicant in this matter appears to have agreed a change of hours which has satisfied Lincolnshire Police. There are no other objections.

11. COMMENTS OF OTHER RELEVANT SERVICES

N/A

12. APPENDICES:

1. Application
2. Lincolnshire Police Representation
3. E-mail from Lincolnshire police – hours agreed
4. Letter from applicant – hours agreed