

Alcohol, Entertainment & Late Night Refreshment Licensing Sub -Committee



SOUTH
KESTEVEN
DISTRICT
COUNCIL

Tuesday, 23 June 2026 at 10.00 am
Council Chamber - South Kesteven House,
St. Peter's Hill, Grantham. NG31 6PZ

Committee Members: Councillor Paul Fellows (Chairman)
Councillor Robert Leadenham (Vice-Chairman)
Councillor Pam Bosworth

Agenda

- 1. Apologies for absence**
- 2. Disclosures of interests**
Members are asked to disclose any interests in matters for consideration at the meeting.
- 3. Licensing Act 2003: Temporary Event Objection Notice - 73 Manor Way, Deeping St James** (Pages 3 - 15)
Sub-Committee to determine an objection to a Temporary Event Notice for 73 Manor Way, Deeping St James.
- 4. Any other business which the Chairman, by reason of special circumstances, decides is urgent.**

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Alcohol, Entertainment and Late-Night Refreshment Licensing Sub - Committee


23rd June 2026
ENV 941

Report of Elizabeth Reeve, Licensing
Officer

Licensing Act 2003: Notification of an objection to a Temporary Event Notice

Report Author: Elizabeth Reeve – Licensing Officer

01476 406080

 licensing@southkesteven.gov.uk

Purpose of Report

Committee to consider the objection to a notification of a temporary event under section 104 of the Licensing Act 2003.

Recommendations

That the Alcohol, Entertainment and Late-Night Refreshment Committee consider the objection to the temporary event notice and take such steps as it considers appropriate for the promotion of the following licensing objectives:

- **The Prevention of Crime and Disorder**
- **Public Safety**
- **The Prevention of Public Nuisance**
- **The Protection of Children from Harm**

Decision Information

Does the report contain any exempt or confidential information not for publication?

No

What are the relevant corporate priorities?

Healthy and strong communities

Which wards are impacted?

All wards

1. Implications

Taking into consideration implications relating to finance and procurement, legal and governance, risk and mitigation, health and safety, diversity and inclusion, staffing, community safety, mental health and wellbeing and the impact on the Council's declaration of a climate change emergency, the following implications have been identified:

Finance and Procurement

- 1.1 There are no specific financial implication associated with this report, however, there is a right of appeal, as set out in paragraph 1.7 of this report against a decision and if subsequently upheld, the Council may incur additional costs.

Legal and Governance

- 1.2 If the objection relates to a standard TEN, the licensing authority must hold a hearing to consider the objection (unless all parties agree that this is unnecessary).
- 1.3 The police or environmental health (as appropriate) may agree changes to the TEN with the premises user and the other authority at any time prior to the hearing and the objection notice will then be considered to be withdrawn.
- 1.4 If the objection is upheld at the hearing, the licensing authority must serve a counter-notice and the event will not proceed.
- 1.5 If the event is to take place in premises where a premises licence or club premises certificate is already in force, the licensing authority may, at the hearing, impose on the TEN any of the existing conditions attached to the premises licence or club premises certificate. Any such conditions imposed must be notified to the premises user on the form prescribed in the amended 2005 Regulations. Conditions may not be imposed in any other circumstances.

- 1.6 In determining this application for an objection of the Temporary Event Notice the Committee should have regard to the Council's Statement of Licensing Policy and to the guidance issued by the Secretary of State under s182 of the Licensing Act 2003. Representations from all parties both written and verbal will form part of matters that are to be considered. Findings on issues of fact should be on the balance of probability, and the final decision should be based on the individual merits of the application and findings of fact made at the hearing.
- 1.7 An appeal against the licensing authority's decision to serve a counter-notice can be made by a premises user, and an appeal against the licensing authority's decision not to serve a counter-notice following service of an objection notice may be made by the police or environmental health (as appropriate).
- 1.8 Appeals are to the magistrates' court and must be made within 21 days from the date of notification of the decision from the licensing authority. However, no appeal may be brought later than five working days before the start date specified on the TEN.
- 1.9 The licensing authority and the premises user will be respondents to an appeal by the police or environmental health (as appropriate).

Diversity and Inclusion

- 1.10 Community Safety implications will be considered in accordance with the licensing objectives and the duty to consider in accordance with S17 of the Crime and Disorder Act 1998.

Is an Equality Impact Assessment required? No

Community Safety

- 1.11 Community Safety implications will be considered in accordance with the licensing objectives and the duty to consider in accordance with S17 of the Crime and Disorder Act 1998

2. Background to the Report

- 2.1 On 12th June 2026 a Temporary Event Notice (TEN) by Arka Licensing (Agent) on behalf of the applicant, Subramaniam Sivatharan, was received by the Licensing Team for premises Deeping Local 73 Manor Way, Deeping St James, Lincolnshire, PE6 8PX (**Appendix 1**).
- 2.2 The TEN was to cover the Sale of Alcohol off the premises from 1st to 5th July 2026 between the hours of 08:00 to 23:00 each day
- 2.3 On 17th June 2026, the last date for any representation, the Licensing Team received an objection from Lincolnshire Police, this objection was around historic concern regarding this premises and in relation to all four licensing objectives. (**Appendix 2**)

- 2.4 The premises was previously known as Manor Way Superstore and benefitted from a premises licence for the off sale of alcohol. This premises licence was revoked by Licensing Committee on 19th May 2026 after a review application, and the revocation took effect on 10th June 2026. The agenda pack and minutes for this meeting are in the background papers.

3. Key Considerations

- 3.1 The committee, after considering the objection application, consider what action, if any, to take in order to ensure that the licensing objectives are complied with.
- 3.2 The following options are available to the Licensing Sub-Committee:
- Allow the Temporary Event Notice being determined as applied for;
 - Reject the Temporary Event Notice as applied for and issue a Counter Notice, which will prevent Subramaniam Sivatharan from selling alcohol.

4. Reasons for the Recommendations

- 4.1 To ensure that the Council complies with statutory processes.

5. Consultation

- 5.1 A statutory three working day consultation period took place between 15th to 17th June 2026. During this time one objection was received from Lincolnshire Police

6. Background Papers

- 6.1 [Statement of Licensing Policy 1st April 2021](#)
- 6.2 [Licensing Act 2003](#)
- 6.3 [Guidance issued under section 182 of the Licensing Act 2003](#)
- 6.4 [Agenda and Minutes from Licensing Committee ENV 934](#)

7. Appendices

- 7.1 Appendix 1 – Temporary Event Notice
- 7.2 Appendix 2 – Objection to TEN by Lincolnshire Police

From: [Website](#)
To: [Licensing](#)
Subject: Temporary Event Notice Application Form
Date: 16 June 2026 08:37:06
Importance: High

Section 1 - Applicant Details

Title: MR

Forenames: SUBRAMANIAM

Surname: SIVATHARAN

Email address: contact@arkalicensing.co.uk

Telephone number: [REDACTED]

Mobile telephone:

Address: [REDACTED]

Please select which details to use for correspondence: applicant

Section 2 - Application Details

Have you had any previous names? no

Previous names:

Date of birth: [REDACTED]

National Insurance number: [REDACTED]

Place of birth: [REDACTED]

Do you currently hold a valid personal licence? yes

Issuing licensing authority: DARTFORD BOROUGH COUNCIL

Licence number: DH/PER/688/2008

Date of issue: 01012010

Any further relevant details:

Section 3 - The Premises

Premise name and address: DEEPING LOCAL, 73 MANOR WAY, PE6 8PX

Give an Ordnance Survey (OS) map reference:

Please provide any additional information about the location of the event.
If there is no postal address, please give the Ordnance Survey reference
and/or a map showing the location of the event:

If you only intend to use part of the premises or restrict the area to which
this notices applies, please give a description and details below

Please select if the premises has any of the following: none

Premises licence number:

Club premises certificate number:

Describe the nature of the premises: LOCAL CONVENIENCE STORE

Describe the nature of the event: THIS IS TO SELL ALCOHOL WHILE NEW
PREMISES LICENCE APPLICATION IN PROCESS. THE PREMISES UNDERTAKES
TO FOLLOW HE CURRENT OPERATING SCHEDULE

Section 4 - Licensable Activities

Select the licensable activities that you intend to carry on at the premises:
saleby_retail_of_alcohol

Event dates:

Is this a late temporary notice? no

Event start date: 01-07-2026

Event end date: 05-07-2026

Start time: 08:00

End time: 23:00

What is the maximum number of people at any one time that you intend to carry on
licensable activities, including any staff, organisers, or performers? 10

If the licensable activities will include the supply of alcohol, select where the
consumption of supplies will be:
off_the_premises_only

Relevant Entertainment

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment. If not applicable enter none.
NONE

Section 5 - Previous Temporary Event Notices

Have you previously given a temporary event notice for any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?
yes

State the number of temporary event notices you have given for event in that same calendar year
2

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; b) begins 24 hours or less after the event period proposed in this notice?
no

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?
no

State the total number of temporary event notices they have given for events in the same calendar year:

Has any associate of yours given a temporary event notice for the same period in which the event period: a) ends 24 hours or less before; b) begins 24 hours or less after the event period proposed in this notice?
no

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?
no

State the total number of temporary event notices they have given for events in the same calendar year:

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; b) begins 24 hours or less after the event period proposed in this notice?
no

Section 6 - Declaration

Declaration:

Do you agree with the above declaration? Yes

Name of Person agreeing NIRA SURESH - LICENSING AGENT

From: [Licensing](#)
To: [Elizabeth Reeve](#)
Subject: FW: Police objections to TENs - Deeping Local, 73 Manor Way, PE6 8PX
Date: 17 June 2026 16:08:14
Attachments: [image.png](#)
[image.png](#)
[image.png](#)
[image.png](#)
[image.png](#)
[image.png](#)
[image.png](#)
[image.png](#)
[image.png](#)
[image.png](#)
[image.png](#)
[Late TEN Objection Deeping Local.DOCX](#)
[TEN objection Deeping Local.DOCX](#)
[image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)

Kind Regards,

Megan Nutch | Technical Support Officer

Licensing Team | Public Protection



01476 40 60 80



licensing@southkesteven.gov.uk



www.southkesteven.gov.uk



Council Offices, The Picture House, St Catherines Road, Grantham, NG31 6TT



SOUTH
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From: Braithwaite, Katherine (824) <katherine.braithwaite@lincs.police.uk>

Sent: 17 June 2026 12:13

To: Licensing <licensing@southkesteven.gov.uk>; ARKA LICENSING <contact@arkalicensing.co.uk>; Healthy <healthy@southkesteven.gov.uk>; EHS <EHS@southkesteven.gov.uk>

Subject: Police objections to TENs - Deeping Local, 73 Manor Way, PE6 8PX

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Good afternoon.

Please find attached police objections to two TENs recently submitted for the above

premises.

Kind regards



Pc Kat Braithwaite

Alcohol Licensing Officer / Family Liaison Officer



07973847422



katherine.braithwaite@lincs.police.uk



Lincolnshire Police Headquarters, Deepdale Lane, Nettleham LN2 2LT



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KEEPING LINCOLNSHIRE SAFE

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Lincolnshire Police

Licensing Act 2003 – Temporary Event Objection Notice (Section 104 Licensing Act 2003)

Details of person or body making objection	
Your Name:	Chief Constable
Your Address:	Police Headquarters PO Box 999 Lincolnshire LN5 7PH

Details of premises objection is about	
Name of Premises:	73 Manor Way
Address of Premises:	Deeping St James, PE6 8PX
Application No:	

Prevention of Crime and Disorder	X
Public Safety	X
Public Nuisance	X
Protection of Children from Harm	X

Please summarise your concerns about this application:
<p>This objection notice is in relation to a temporary event notice (TEN) for the licensable activity of the sale of alcohol from the 1st July 2026 to the 5th July 2026 from 0800hrs to 2300hrs each day, to allow the premises to operate as an off-licence. This TEN was received by Lincolnshire Police on the 16th June 2026. The notice explains it has been submitted whilst a new premises licence application is in process. The notice giver is Mr Subramaniam Sivatharan.</p> <p>A new premises licence was subsequently received by Lincolnshire Police on the 15th June 2026, with the notice giver listed as both the proposed Premises Licence Holder and Designated Premises Supervisor. Two further TENs were also received from Mr Sivatharan for the same premises, for the same purpose. One was rejected by SKDC due to being submitted too late, and another - a 'late' TEN for the period of the 20th to the 21st June 2026 was received by Lincolnshire Police on the 12th June 2026. This will be objected to separately, meaning a counter notice will be issued.</p>

Lincolnshire Police has had no dialogue with the notice giver concerning any of the TENs or the new premises licence application prior to their submission.

The Lincolnshire Police Licensing Team have been heavily involved with the premises over the last 7 months and this ultimately led to a licence review hearing in May 2026 where the previous premises licence was revoked by the SKDC Licensing Committee.

The police had had various concerns regarding the management of the premises and its activities over the last year, which prompted a series of attempted licence transfers and DPS variations. Lincolnshire Police made multiple objections, and the applications were either withdrawn or refused by SKDC at hearing (17/02/26). Two of the individuals involved with the premises at the time were brothers, Mr Nirusan Sivatharan and Mr Nivethan Sivatharan. Mr Subramaniam Sivatharan is clearly a relation to these two males, however not a name the police are aware of as being linked to the business.

As this TEN was submitted without any prior consultation, it does not give the Police sufficient time to research Mr Subramaniam Sivatharan, fully understand his involvement in the business and establish if he is a suitable person to be responsible for the sale of alcohol, given the premises past poor history and Police concerns.

The 3 working days in which Police can object to a TEN is not enough time to receive sufficient information back from checks made with other responsible authorities, therefore there is a clear risk to the licensing objectives.

Lincolnshire Police have not had the opportunity to meet with Mr Sivatharan to gauge his intention, experience, knowledge and suitability to operate an off-licence. It is recognised that he does appear to hold a personal licence, but this qualification alone does not satisfy Police confidence in his ability to uphold the licensing objectives at what has been a problematic premises historically.

The TEN notice states, *'the premises undertakes to follow the current operating schedule'* but gives no further detail and certainly does not offer any meaningful reassurances. It hasn't been made clear what the 'operating schedule' referred to is.

A TEN permits licensable activity, but no conditions can be attached to promote the licensing objectives, unlike a premises licence, unless at hearing and then only the conditions which are on a premises licence at that location if one exists. In this case, no premises licence for the location currently exists.

No information has been offered on this TEN to offer any reassurances that the premises user has any knowledge about the location and the associated risks.

Lincolnshire Police object to this TEN as it considers the risk to the licensing objectives too high, by not having any enforceable conditions in an off-sale style premises selling alcohol by a notice giver who has not evidenced their understanding of the Licensing Act 2003, or the past concerns Police have had in relation to the premises.

Lincolnshire Police request that the notice giver considers withdrawing this TEN which will require a hearing, to allow sufficient time for the necessary checks to be made.

Pc 824 Braithwaite for and on behalf of the Chief Constable of Lincolnshire Police

Dated 17/06/2026

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